

The Transfer of Functions (Iron and Steel) Order, 1955

<i>Made</i> - - - - -	21st June, 1955
<i>Laid before Parliament</i>	25th June, 1955
<i>Coming into Operation</i>	18th July, 1955

At the Court at Buckingham Palace, the 21st day of June, 1955

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of the Ministers of the Crown (Transfer of Functions) Act, 1946(a), and of section three of the Supplies and Services (Transitional Powers) Act, 1945(b), as extended by the Supplies and Services (Extended Purposes) Act, 1947(c), and the Supplies and Services (Defence Purposes) Act, 1951(d), and continued in force by the Supplies and Services (Continuance) Order, 1954(e), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the Transfer of Functions (Iron and Steel) Order, 1955.

(a) 9 & 10 Geo. 6. c. 31. (b) 9 & 10 Geo. 6. c. 10. (c) 10 & 11 Geo. 6. c. 55.
(d) 14 & 15 Geo. 6. c. 25. (e) S.I. 1954/1559(1954 II, p. 2038).

(2) The Interpretation Act, 1889(a), applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) In this Order the expression "the Board" means the Board of Trade and the expression "the Minister" means the Minister of Supply.

(4) This Order shall come into operation on the eighteenth day of July, nineteen hundred and fifty-five.

2. There are hereby transferred to the Board—

(a) the functions of the Minister under the Iron and Steel Act, 1953(b) (including any functions under the Iron and Steel Act, 1949(c), exercisable by virtue of the transitional provisions in the First Schedule to the said Act of 1953),

(b) the functions of the Minister under the orders specified in the Schedule to this Order.

3. In paragraph (7) of Regulation 55AB of the Defence (General) Regulations, 1939, (which specifies the competent authorities for the purposes of that Regulation) after the words "a Secretary of State" there shall be inserted the words "the Board of Trade", and the words "the Minister of Supply" shall be omitted.

4. Nothing in the foregoing provisions of this Order shall affect the validity of any of the orders specified in the Schedule to this Order, and (without prejudice to paragraph (a) of Article 2 of this Order) the powers of the Minister to vary and revoke the orders specified in Part II of that Schedule are hereby transferred to the Board.

5.—(1) So far as may be necessary for or in consequence of the transfers effected by this Order, any enactment or instrument (including any instrument made after the coming into operation of this Order) containing references to the Minister or to the department or any of the officers of the Minister shall have effect as if those references were references to, or to the department of or the corresponding officers of, the Board.

(2) All property held, and rights and liabilities enjoyed by or incumbent on, the Minister in connection with the functions transferred by this Order are hereby transferred to the Board.

(3) This Order shall not affect the validity of anything done by or in relation to the Minister before the coming into operation of this Order; and anything which, at the time of the coming into operation of this Order, is in process of being done by or in relation to the Minister (including in particular any legal proceedings then pending to which the Minister is a party) may, if it relates to any functions, property, rights or liabilities transferred by this Order, be continued by or in relation to the Board.

(4) Any authority, appointment or licence given or made by the Minister for the purposes of the functions transferred by this Order shall, if in force at the coming into operation of this Order, continue in force as if made or given by the Board.

(a) 52 & 53 Vict. c. 63.

(b) 1 & 2 Eliz. 2. c. 15.

(c) 12, 13 & 14 Geo. 6. c. 72.

6.—(1) Anything required or authorised by virtue of this Order to be done by, to or before the Board may be done by, to or before the President of the Board, any Minister of State with duties concerning the affairs of the Board, any secretary, under-secretary or assistant secretary of the Board or any person authorised in that behalf by the President.

(2) In this Article the expression "Minister of State" means such a Minister of the Crown as is referred to in section two of the Re-election of Ministers Act, 1919(a), as explained by the House of Commons Disqualification (Declaration of Law) Act, 1935(b).

W. G. Agnew.

SCHEDULE

ORDERS REFERRED TO IN ARTICLE 2

PART I

The Iron and Steel (Compensation to Officers and Servants) (No. 1) Regulations, 1953(c).

The Iron and Steel (Compensation to Officers and Servants) (No. 2) Regulations, 1953(d).

PART II

The Iron and Steel Distribution Order, 1951(e).

The Iron and Steel Distribution (Amendment No. 1) Order, 1952(f).

The Iron and Steel Distribution (Amendment No. 2) Order, 1952(g).

The Iron and Steel Distribution (Amendment No. 3) Order, 1953(h).

The Iron and Steel Distribution (Amendment No. 4) Order, 1953(i).

The Iron and Steel Scrap Order, 1954(j).

The Iron and Steel Scrap (Amendment No. 1) Order, 1955(k).

The Iron and Steel Scrap (Amendment No. 2) Order, 1955(l).

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order in Council, made under the Ministers of the Crown (Transfer of Functions) Act, 1946, and the Supplies and Services (Transitional Powers) Act, 1945, makes provision for the transfer to the Board of Trade of functions hitherto performed by the Minister of Supply in relation to iron and steel.

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- (a) 9 & 10 Geo. 5. c. 2. (b) 25 & 26 Geo. 5. c. 38. (c) S.I. 1953/1848 (1953 I, p. 882).
(d) S.I. 1953/1849 (1953 I, p. 895). (e) S.I. 1951/2006 (1951 III, p. 459).
(f) S.I. 1952/172 (1952 III, p. 3291). (g) S.I. 1952/1316 (1952 III, p. 3297).
(h) S.I. 1953/271 (1953 II, p. 2218). (i) S.I. 1953/775 (1953 II, p. 2220).
(j) S.I. 1954/1593 (1954 II, p. 2147). (k) S.I. 1955/678.
(l) S.I. 1955/799 (1955 II, p. 2523).