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STATUTORY INSTRUMENTS

1965 No. 623

The London Government (Probation Staff and Property) Order 1965

Transfer of property

9.—(1) Subject to the provisions of paragraph (2) of this Article, any land held by a probation committee named in column 1 of Schedule 1 to this Order and situate in that part of the probation area specified in an entry in column 2 of the said Schedule 1 and all liabilities attaching to the probation committee in respect of the land shall be transferred to and vest in or attach to the probation committee specified opposite to that entry in column 3 of the said Schedule 1, and

(a) all contracts, deeds, bonds, agreements and other instruments subsisting in favour of, or against, and all notices in force which were given by, or to, the first mentioned probation committee in respect of such land and liabilities shall be of full force and effect in favour of, or against, the second mentioned probation committee;

(b) any action or proceeding or any cause of action or proceeding, pending or existing at 1st April 1965, by, or against, the first mentioned probation committee in respect of such land and liabilities shall not be prejudicially affected by reason of the London Government Act 1963 or the Administration of Justice Act 1964, and may be continued, prosecuted and enforced by, or against, the second mentioned probation committee.

(2) In its application to the Hampstead probation committee paragraph (1) of this Article shall have effect as if there were substituted therein references to the Receiver for the metropolitan police district for references to the probation committee specified in column 3 of Schedule 1 to this Order and to "the second mentioned probation committee".

10. Where by Article 9 any building is transferred to and vested in a probation committee, the fittings, furniture, equipment and stores in such building, and all liabilities incurred, contracts, deeds, bonds, agreements and other instruments subsisting, notices given, actions and proceedings pending and causes of action and proceedings existing in relation thereto, shall, except in so far as such probation committee shall otherwise agree, by virtue of this Order be transferred to such probation committee.

11. Where a probation officer is transferred under this Order from the employment of the probation committee for the probation area of Essex, Hertfordshire, Kent or Surrey and that committee has provided a motor vehicle for his use it shall be transferred to the probation committee to whose employment the probation officer is transferred.

12. Subject to the provisions of Articles 9 and 10—

(a) all property and liabilities vested in or attaching to a probation committee for a probation area named in column 1 of Schedule 2 to this Order shall, by virtue of this Order, be transferred to and vest in or attach to the authority specified in respect of such probation committee in column 2 of the said Schedule 2;

(b) all contracts, deeds, bonds, agreements and other instruments subsisting in favour of, or against, and all notices in force which were given by, or to, a probation committee for a probation area named in column 1 of Schedule 2 to this Order shall be of full force

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and effect in favour of, or against, the authority specified in respect of such probation committee in column 2 of the said Schedule 2;

(c) any action or proceeding or any cause of action or proceeding, pending or existing at 1st April 1965, by, or against, a probation committee for a probation area named in column 1 of Schedule 2 to this Order shall not be prejudicially affected by reason of the London Government Act 1963 or the Administration of Justice Act 1964, and may be continued, prosecuted and enforced by, or against, the authority specified in respect of such probation committee in column 2 of the said Schedule 2.