
STATUTORY INSTRUMENTS

1999 No. 1319

**CONSTITUTIONAL LAW
DEVOLUTION, SCOTLAND**

**The Scotland Act 1998 (Cross-Border Public
Authorities)(Specification) Order 1999**

Made - - - - 11th May 1999
Laid before Parliament 18th May 1999
Coming into force in accordance with article 1(2)

Her Majesty, in exercise of the powers conferred upon Her by section 88(5) of the Scotland Act 1998⁽¹⁾, and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation and commencement

1.—(1) This Order may be cited as the Scotland Act 1998 (Cross-Border Public Authorities) (Specification) Order 1999.

(2) This Order shall come into force on the principal appointed day⁽²⁾.

Specification of bodies etc.

2. The bodies, government departments, offices and office-holders mentioned in column 1 of the Schedule to this Order (and which are constituted by the enactment or, as the case may be, instrument, if any, mentioned in the corresponding entry in column 2 of that Schedule) are hereby specified for the purposes of section 88(5) of the Scotland Act 1998.

A. K. Galloway
Clerk of the Privy Council

⁽¹⁾ 1998 c. 46.

⁽²⁾ Article 3 of the Scotland Act 1998 (Commencement) Order 1998 (S.I. 1998/3178) specifies 1st July 1999 as the principal appointed day for the purposes of the Scotland Act 1998.

SCHEDULE

<i>Column 1</i> <i>Bodies, government departments, offices and office-holders</i>	<i>Column 2</i> <i>Enactments and instruments</i>
Administration of Radioactive Substances Advisory Committee	Article 3(1) of the Medicines (Administration of Radioactive Substances) Regulations 1978 (S.I.1978/1006).
Advisory Committee on Hazardous Substances	Article 2 of the Advisory Committee on Hazardous Substances Order 1991 (S.I. 1991/1487).
Advisory Committee on Historic Wreck Sites	
Advisory Committee on Pesticides	Article 3 of the Control of Pesticides (Advisory Committee on Pesticides) Order 1985 (S.I. 1985/1516).
Advisory Committee on Releases to the Environment	Section 124 of the Environmental Protection Act 1990 (c. 43).
Advisory Council on the Misuse of Drugs	Section 1 of the Misuse of Drugs Act 1971 (c. 38).
Advisory Group on Hepatitis	
Alcohol Education and Research Council	Section 6 of the Licensing (Alcohol Education and Research) Act 1981 (c. 28).
British Library Board	Sections 1(2) and 2 of the British Library Act 1972 (c. 54)(3).
British Potato Council	Article 3 of the Potato Industry Development Council Order 1997 (S.I. 1997/266).
British Tourist Authority	Section 1 of the Development of Tourism Act 1969 (c. 51)(4).
British Waterways Board	Section 1 of the Transport Act 1962 (c. 46).
British Wool Marketing Board	Paragraph 4 of the Schedule to the British Wool Marketing Scheme (Approval) Order 1950 (S.I. 1950/1326).
Central Bureau for Educational Visits and Exchanges	
Central Council for Education and Training in Social Work	Section 10 of the Health and Social Services and Social Security Adjudications Act 1983 (c. 41).
Chief Commissioner and Commissioners	Section 91 of the Police Act 1997 (c. 50).
Clinical Standards Advisory Group	Section 62 of the National Health Service and Community Care Act 1990 (c. 19).

(3) See S.I. 1979/907, 1981/207, 1983/879, 1984/1814 and 1986/600 for transfer of relevant Ministerial functions.

(4) Section 1 was amended by the House of Commons Disqualification Act 1975 (c. 24), Schedule 3. See S.I. 1970/1537 and 1974/692 for transfer of relevant Ministerial functions.

<i>Column 1</i> <i>Bodies, government departments, offices and office-holders</i>	<i>Column 2</i> <i>Enactments and instruments</i>
Committee of Investigation for Great Britain	Section 19 of the Agricultural Marketing Act 1958 (c. 47).
Community Development Foundation	Declaration of Trust dated 12th December 1967.
Construction Industry Training Board	The Industrial Training (Construction Board) Order 1964 (S.I. 1964/1079).
Consumers' Committee for Great Britain	Section 19 of the Agricultural Marketing Act 1958 (c. 47).
Controller of Plant Variety Rights	Section 2(1) of the Plant Varieties Act 1997 (c. 66).
Council on Tribunals	Section 1(1) of the Tribunals and Inquiries Act 1992 (c. 53).
The Criminal Injuries Compensation Appeals Panel	The Criminal Injuries Compensation Scheme 1996(5).
The Criminal Injuries Compensation Authority	
Criminal Injuries Compensation Board	The Criminal Injuries Compensation Scheme 1990(6).
Design Council	Royal Charter dated 19th May 1976.
Disabled Persons Transport Advisory Committee	Section 125 of the Transport Act 1985 (c. 67).
Engineering Construction Industry Training Board	The Industrial Training (Engineering Board) Order 1964 (S.I. 1964/1086).
The Fire Services Examinations Board	Regulation 3 of the Fire Services (Examinations) Regulations 1985 (S.I. 1985/1176).
Food from Britain	Section 1 of the Agriculture Marketing Act 1983 (c. 3).
Forestry Commissioners	Section 1 of the Forestry Act 1967 (c. 10).
Government Chemist	
Home-Grown Cereals Authority	Section 1 of the Cereals Marketing Act 1965 (c. 14).
Horticultural Development Council	Article 3 of the Horticultural Development Council Order 1986 (S.I. 1986/1110).
Inland Waterways Amenity Advisory Council	Section 110 of the Transport Act 1968 (c. 73).
Intervention Board for Agricultural Produce	Section 6(1) of the European Communities Act 1972 (c. 68) and the Intervention Board

(5) Made by the Secretary of State on 12th December 1995 under section 1 of the Criminal Injuries Compensation Act 1995 (c. 53).

(6) The 1990 Scheme came into operation on 1st February 1990 and is a revision of the 1964 Scheme which was announced in both Houses of Parliament on 24th June 1964 in the exercise of the prerogative power.

<i>Column 1</i> <i>Bodies, government departments, offices and office-holders</i>	<i>Column 2</i> <i>Enactments and instruments</i>
	for Agricultural Produce Order 1972 (S.I. 1972/1578).
Joint Committee on General Practitioner Training	Section 6 of the National Health Service Act 1977 (c. 49).
Joint Nature Conservation Committee	Section 128(4) of the Environmental Protection Act 1990 (c. 43).
The licensing authority	Section 1(1) of the Activity Centres (Young Persons' Safety) Act 1995 (c. 15).
Meat and Livestock Commission	Section 1 of the Agriculture Act 1967 (c. 22).
Meat and Livestock Commission Consumers' Committee	Section 2 of, and Schedule 1 to, the Agriculture Act 1967.
Milk Development Council	Article 3 of the Milk Development Council Order 1995 (S.I. 1995/356).
Museums and Galleries Commission	Royal Charter dated 31st December 1986.
National Consumer Council	
The National Criminal Intelligence Service	Section 2 of the Police Act 1997 (c. 50).
National Radiological Protection Board	Section 1(1) of the Radiological Protection Act 1970 (c. 46).
Plant Varieties and Seeds Tribunal	Section 42 of the Plant Varieties Act 1997 (c. 66).
Plant Varieties Rights Office	Section 2(1) and 2(2) of the Plant Varieties Act 1997 (c. 66).
Police Information Technology Organisation	Section 109 of the Police Act 1997 (c. 50).
Police Negotiating Board for the United Kingdom	Section 61 of the Police Act 1996 (c. 16).
Rail Users' Consultative Committee for Scotland	Section 2 of the Railways Act 1993 (c. 43).
Royal Commission on Environmental Pollution	Royal Warrant dated 20th February 1970 (Cmnd 4585).
Scottish Association of Citizens Advice Bureaux	
Scottish Committee of the Council on Tribunals	Section 2(2) of the Tribunals and Inquiries Act 1992 (c. 53).
Scottish Consumer Council	
Sea Fish Industry Authority	Section 1 of the Fisheries Act 1981 (c. 29).
Sea Fish Licence Tribunal	Section 4AA(7) of the Sea Fish (Conservation) Act 1967 (c. 84).

(7) Section 4AA was inserted by the Sea Fish (Conservation) Act 1992 (c. 60), section 2.

<i>Column 1</i>	<i>Column 2</i>
<i>Bodies, government departments, offices and office-holders</i>	<i>Enactments and instruments</i>
The Service Authority for the National Criminal Intelligence Service	Section 1 of the Police Act 1997 (c. 50).
The Theatres Trust	Section 1(1) of the Theatres Trust Act 1976 (c. 27).
Traffic Commissioner for the Scottish Traffic Area	Section 4(2) of the Public Passenger Vehicles Act 1981 (c. 14).
The Trustees of the National Heritage Memorial Fund	Section 1(2) of the National Heritage Act 1980 (c. 17)(8).
United Kingdom Sports Council	Royal Charter dated 19th September 1996.
United Kingdom Transplant Support Service Authority	Article 2 of the United Kingdom Transplant Support Service Authority (Establishment and Constitution) Order 1991 (S.I. 1991/407).
Unrelated Live Transplant Regulatory Authority	Article 2 of the Human Organ Transplants (Unrelated Persons) Regulations 1989 (S.I. 1989/2480).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order specifies certain bodies, government departments, offices and office-holders as cross-border public authorities for the purposes of the Scotland Act 1998. The specified bodies, government departments, offices and office-holders are listed in the Schedule to the Order. Sections 88 to 90 of the 1998 Act make special provision for the treatment of cross-border public authorities in consequence of the provisions in that Act which confer powers on the Scottish Parliament and Scottish Executive.

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- (8) Section 1(2) was amended by the National Lottery etc. Act 1993 (c. 39), Schedule 4, paragraph 1. See S.I. 1981/207 and 1986/600 for transfer of relevant Ministerial functions.
- (3) See S.I. 1979/907, 1981/207, 1983/879, 1984/1814 and 1986/600 for transfer of relevant Ministerial functions.
- (4) Section 1 was amended by the House of Commons Disqualification Act 1975 (c. 24), Schedule 3. See S.I. 1970/1537 and 1974/692 for transfer of relevant Ministerial functions.
- (5) Made by the Secretary of State on 12th December 1995 under section 1 of the Criminal Injuries Compensation Act 1995 (c. 53).
- (6) The 1990 Scheme came into operation on 1st February 1990 and is a revision of the 1964 Scheme which was announced in both Houses of Parliament on 24th June 1964 in the exercise of the prerogative power.
- (7) Section 4AA was inserted by the Sea Fish (Conservation) Act 1992 (c. 60), section 2.
- (8) Section 1(2) was amended by the National Lottery etc. Act 1993 (c. 39), Schedule 4, paragraph 1. See S.I. 1981/207 and 1986/600 for transfer of relevant Ministerial functions.