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STATUTORY INSTRUMENTS

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**2007 No. 447**

**HEALTH AND SAFETY**

**The Adventure Activities (Licensing) (Designation) Order 2007**

*Made* - - - - *16th February 2007*  
*Laid before Parliament* *26th February 2007*  
*Coming into force* - - *1st April 2007*

The Secretary of State, acting in relation to England and Scotland, in exercise of the powers conferred by section 1(1) of the Activity Centres (Young Persons' Safety) Act 1995<sup>(1)</sup>, following a nomination under section 1(2) of that Act by the Health and Safety Commission, and having consulted the Scottish Ministers in accordance with section 88(2) of the Scotland Act 1998<sup>(2)</sup>,

and

the National Assembly for Wales, acting in relation to Wales, in exercise of the powers conferred on the Secretary of State by section 1(1) of the Activity Centres (Young Persons' Safety) Act 1995 and now vested in it<sup>(3)</sup>, and following a nomination under section 1(2) of that Act by the Health and Safety Commission,

make the following Order:

**Citation and commencement**

1. This Order may be cited as the Adventure Activities (Licensing) (Designation) Order 2007 and comes into force on 1<sup>st</sup> April 2007.

**Designation**

2. The Health and Safety Executive (being a person nominated by the Health and Safety Commission under section 1(2) of the Activity Centres (Young Persons' Safety) Act 1995) is designated for the purposes of section 1(1) of that Act.

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(1) 1995 c. 15.

(2) 1998 c. 46. Section 88(2) requires a Minister of the Crown to consult the Scottish Ministers before he exercises, in relation to a cross-border public authority, any specific function which relates to any appointment or removal of the authority or of any members or office-holders of the authority or whose exercise might affect Scotland otherwise than wholly in relation to reserved matters. The person designated for the purposes of section 1(1) of the Activity Centres (Young Persons' Safety) Act 1995 is a cross-border public authority by virtue of the Scotland Act 1998 (Cross-Border Public Authorities) (Specification) Order 1999 (S.I. 1999/1319).

(3) The functions of the Secretary of State were, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by article 2 of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). See entry in Schedule 1 for the Activity Centres (Young Persons' Safety) Act 1995.

## Revocation

3. The Adventure Activities (Licensing) (Designation) Order 1996(4) is revoked.

16th February 2007

*Andrew Adonis*  
Parliamentary Under Secretary of State  
Department for Education and Skills

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of  
Wales Act 1998(5)

14th February 2007

*D. Elis-Thomas*  
The Presiding Officer of the National Assembly

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(4) S.I. 1996/771.  
(5) S.I. 1996/771.

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## **EXPLANATORY NOTE**

*(This note is not part of the Order.)*

This instrument designates the Health and Safety Executive as the licensing authority for the purposes of the Activity Centres (Young Persons' Safety) Act 1995 in place of Tourism Quality Services Limited.

A full regulatory impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.