
STATUTORY INSTRUMENTS

1978 No. 272

The Transfer of Functions (Wales) (No. 1) Order 1978

Supplementary

11.—(1) Except as otherwise expressly provided, any reference in this Order to a function of a Minister under an enactment includes a reference to the functions of that Minister under any scheme, regulations, rules, order, bye-laws or similar instrument having effect under that enactment.

(2) Schedule 5 to this Order which contains amendments incidental to or consequential on the transfer of functions to the Secretary of State shall have effect.

(3) This Order shall not affect the validity of anything done by or in relation to any Minister or Ministers 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 any Minister or Ministers other than the Secretary of State for Wales may, if it relates to any functions transferred by this Order, be continued by or in relation to that Secretary of State, with or without the other Minister or Ministers as may be appropriate.

(4) Any authority, approval, consent or direction given or other thing whatsoever done by any Minister or Ministers for the purpose of any functions transferred by this Order shall, if in force at the coming into operation of this Order, have effect as if made or done by the Secretary of State for Wales in so far as that is required for continuing its effect after the coming into operation of this Order.

(5) Documents or forms printed or duplicated for use in connection with any functions transferred by this Order may be so used notwithstanding that they contain references to the Minister of Agriculture, Fisheries and Food or to his Department or any officer of his.

(6) Any enactment or instrument passed or made before the coming into operation of this Order shall have effect, so far as may be necessary for the purpose or in consequence of the transfers effected by this Order, as if any reference to the Minister of Agriculture, Fisheries and Food or to his Department or an officer of his (including any reference which is to be construed as such a reference) were or included a reference to the Secretary of State for Wales or to his Department or an officer of his as the case may require.

(7) Without prejudice to the generality of paragraph (6) of this Article, the duty imposed on the Minister of Agriculture, Fisheries and Food by section 1(3) of the Water Act 1973 (securing of effective execution of policy) shall be discharged by him, the Secretary of State for Wales or both jointly, as the case may require.