

**2001 No. 3495**

**EUROPEAN COMMUNITIES**

**The European Communities (Designation)  
(No. 3) Order 2001**

*Made - - - - - 31st October 2001*

*Laid before Parliament 12th November 2001*

*Coming into force - - 3rd December 2001*

At the Court at Buckingham Palace, the 31st day of October 2001

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by section 2(2) of the European Communities Act 1972<sup>(a)</sup>, and section 29(1) of the Government of Wales Act 1998<sup>(b)</sup>, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the European Communities (Designation) (No. 3) Order 2001 and shall come into force on 3rd December 2001.

(2) In this Order—

“the Act” means the European Communities Act 1972,

“Minister or government department” means a Minister of the Crown or government department, but does not include a Northern Ireland Minister or Northern Ireland department, and

“regulations” means regulations made pursuant to section 2(2) of the Act.

**Designation of Ministers or departments**

2.—(1) For the purposes of section 2(2) of the Act, the Ministers or government departments specified in column (1) of Schedule 1 to this Order are designated in relation to the matters specified in column (2) of that Schedule.

(2) Where a Minister or government department is designated by this Order in relation to any matter, for which any other Minister or government department is designated by this or any other Order for the purposes of section 2(2) of the Act, any of them may make regulations and, if regulations are made by more than one, they may do so jointly.

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(a) 1972 c. 68.

(b) 1998 c. 38.

### **Designation of Northern Ireland departments**

3.—(1) For the purposes of section 2(2) of the Act, any Northern Ireland department is designated in relation to the matters specified in Schedule 2 to this Order.

(2) Regulations made by any Northern Ireland department pursuant to this Order shall form part of the law of Northern Ireland and not of any other part of the United Kingdom.

(3) Where any Northern Ireland department is designated by this Order in relation to any matter, for which any Minister or government department is designated by this or any other Order for the purposes of section 2(2) of the Act, any of them may make regulations and, if regulations are made by more than one, they may do so jointly.

### **Designation of the National Assembly for Wales**

4.—(1) For the purposes of section 2(2) of the Act, the National Assembly for Wales is designated in relation to the matters specified in Schedule 3 to this Order.

(2) Regulations made by the National Assembly for Wales pursuant to this Order shall apply in relation to Wales only.

(3) Where the National Assembly for Wales is designated by this Order in relation to any matter, for which any Minister or government department is designated by this or any other Order for the purposes of section 2(2) of the Act, any of them may make regulations and, if regulations are made by more than one, they may do so jointly.

### **Revocation of earlier designations**

5. The Orders specified in column (1) of Schedule 4 to this Order are revoked in so far as they relate to the Ministers or departments specified in column (2) and the designations specified in respect of them in column (3).

*A.K. Galloway*  
Clerk of the Privy Council

## SCHEDULE 1

Article 2

### DESIGNATION OF MINISTERS OR DEPARTMENTS

<i>(1)</i> <i>Minister or Department designated</i>	<i>(2)</i> <i>Matter in relation to which Minister or Department is designated</i>
The Secretary of State	The National Health Service.
The Secretary of State	The keeping of wild animals in zoos.
The Secretary of State	The prevention of waste from vehicles and forms of recovery of end of life vehicles and their components.
The Secretary of State	Insolvency.
The Secretary of State	Electronic communications.
The Secretary of State	Credit and financial institutions and the taking of deposits or other repayable funds from the public.
The Treasury	The preceding item in this column.
The Treasury	The conduct of insurance business carried on by friendly societies, and the authorisation and regulation of the carrying on of such business by friendly societies.
The Treasury	The conduct of the business of a building society, and the authorisation and regulation of the carrying on of business by building societies.
The Treasury	Information society services.

## SCHEDULE 2

Article 3

### MATTERS IN RELATION TO WHICH ANY NORTHERN IRELAND DEPARTMENT IS DESIGNATED

The keeping of wild animals in zoos.

The prevention of waste from vehicles and forms of recovery of end of life vehicles and their components.

Insolvency.

Credit and financial institutions and the taking of deposits or other repayable funds from the public.

The conduct of insurance business carried on by friendly societies, and the authorisation and regulation of the carrying on of such business by friendly societies.

The conduct of the business of a building society, and the authorisation and regulation of the carrying on of business by building societies.

Information society services.

## SCHEDULE 3

Article 4

### MATTERS IN RELATION TO WHICH THE NATIONAL ASSEMBLY FOR WALES IS DESIGNATED

The keeping of wild animals in zoos.

The controlled management of hazardous waste.

the control and regulation of the deliberate release of genetically modified organisms, in so far as concerns human health or environmental protection.

SCHEDULE 4

Article 5

REVOCATION OF DESIGNATIONS

<i>(1)</i> <i>Order</i>	<i>(2)</i> <i>Ministers or departments</i> <i>designated</i>	<i>(3)</i> <i>Designation</i>
The European Communities (Designation) (No. 2) Order 1981 <b>(a)</b>	The Registry of Friendly Societies and any Northern Ireland department	Authorisation of the carrying on of the business of a building society and the regulation of such business and its conduct.
The European Communities (Designation) Order 1984 <b>(b)</b>	The Registry of Friendly Societies and any Northern Ireland department	Authorisation of the carrying on by Friendly Societies of insurance business and the regulation of such business and its conduct.
The European Communities (Designation) (No. 2) Order 1990 <b>(c)</b>	The Building Societies Commission, the Secretary of State, the Treasury, and any Northern Ireland department	Measures relating to credit and financial institutions and to the taking of deposits or other repayable funds from the public.
The European Communities (Designation) (No. 5) Order 1992 <b>(d)</b>	The Friendly Societies Commission	Authorisation of the carrying on by friendly societies of insurance business and the regulation of such business and its conduct and in relation to anything supplemental or incidental to such matters.
The European Communities (Designation) Order 1996 <b>(e)</b>	The Secretary of State	Measures relating to telecommunications.

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(a) S.I. 1981/833.  
 (b) S.I. 1984/353.  
 (c) S.I. 1990/1304.  
 (d) S.I. 1992/3197.  
 (e) S.I. 1996/266.

## **EXPLANATORY NOTE**

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

This is a further Order in the series designating authorities which may exercise the power to make regulations conferred by section 2(2) of the European Communities Act 1972 and specifying the matters in relation to which that power may be exercised. The Order also revokes a number of designations which are superseded.





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