STATUTORY INSTRUMENTS

# 2002 No. 2626

# The Transfer of Functions (Transport, Local Government and the Regions) Order 2002

### *Transfers to the First Secretary of State*

**Transfer of functions to the First Secretary of State**

**14.** The functions of the Secretary of State for Transport, Local Government and the Regions other than those transferred by article 4, 5, 6 or 11(2) are hereby transferred to the First Secretary of State.

**Transfer of property, rights and liabilities to First Secretary of State**

**15.** All property, rights and liabilities to which the Secretary of State for Transport, Local Government and the Regions is entitled or subject at the coming into force of this Order, other than property, rights or liabilities transferred by article 7, 9 or 12, are hereby transferred to the First Secretary of State.

**Transfers to First Secretary of State: supplementary**

**16.**—(1) This article applies to—

(a) the functions of the Secretary of State for Transport, Local Government and the Regions which are transferred by article 14, and

(b) those functions which were entrusted to that Secretary of State immediately before 28th May 2002 and which have, before the making of this Order, been entrusted to the First Secretary of State.

(2) This Order does not affect the validity of anything done before the coming into force of this Order by or in relation to the Secretary of State for Transport, Local Government and the Regions in connection with a function to which this article applies.

(3) Anything which has been, or has effect as if, done by or in relation to the Secretary of State for Transport, Local Government and the Regions in connection with—

(a) a function to which this article applies, or

(b) anything transferred by article 15,

shall, so far as necessary for continuing its effect after the coming into force of this Order, have effect as if done by or in relation to the First Secretary of State.

(4) Anything (including legal proceedings) which, at the coming into force of this Order, is in the process of being done by or in relation to the Secretary of State for Transport, Local Government and the Regions may, so far as it relates to—

(a) a function to which this article applies, or

(b) anything transferred by article 15,

be continued by or in relation to the First Secretary of State.

(5) So far as may be necessary for the purposes of or in consequence of the transfer or entrusting to the First Secretary of State of a function to which this article applies, an enactment or instrument passed or made before the coming into force of this Order shall have effect as if—

(a) any reference to the Secretary of State for Transport, Local Government and the Regions were a reference to the First Secretary of State.

(b) any reference to the Department for Transport, Local Government and the Regions were a reference to the Office of the Deputy Prime Minister, and

(c) any reference to an officer of the Secretary of State for Transport, Local Government and the Regions were a reference to an officer of the First Secretary of State.

The references to which this paragraph applies include any reference that is to be construed as a reference to the Secretary of State for Transport, Local Government and the Regions, to his Department or to an officer of his.

(6) Documents or forms printed for use in connection with a function to which this article applies may be used in connection with that function notwithstanding that they contain (or are to be construed as containing) references to the Secretary of State for Transport, Local Government and the Regions, to his Department or to an officer of his.

(7) For the purposes of the use of any such documents or forms after the coming into force of this Order, those references shall be construed as references to the First Secretary of State, to the Office of the Deputy Prime Minister or to an officer of the First Secretary of State.