
STATUTORY INSTRUMENTS

2002 No. 2626

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

Transfers to the Secretary of State for Work and Pensions

Transfer of property, rights and liabilities to the Secretary of State for Work and Pensions

9.—(1) All property, rights and liabilities to which the Secretary of State for Transport, Local Government and the Regions or the Secretary of State for Transport is entitled or subject at the coming into force of this Order in connection with the functions to which this article applies are hereby transferred to the Secretary of State for Work and Pensions.

(2) This article applies to the functions which were entrusted to the Secretary of State for Transport, Local Government and the Regions immediately before 28th May 2002 and which have, before the making of this Order, been entrusted to the Secretary of State for Work and Pensions (which include functions which were entrusted to the Secretary of State for Transport immediately before 24th July 2002).

Transfers to the Secretary of State for Work and Pensions: supplementary

10.—(1) 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 or the Secretary of State for Transport in connection with a function to which article 9 applies.

(2) 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 or the Secretary of State for Transport in connection with—

- (a) a function to which article 9 applies, or
- (b) anything transferred by that article,

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 Secretary of State for Work and Pensions.

(3) 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 or the Secretary of State for Transport may, so far as it relates to—

- (a) a function to which article 9 applies, or
- (b) anything transferred by that article,

be continued by or in relation to the Secretary of State for Work and Pensions.

(4) So far as may be necessary for the purposes of or in consequence of the entrusting to the Secretary of State for Work and Pensions of any of the functions to which article 9 applies, an enactment or instrument passed or made before the coming into force of this Order shall have effect as if—

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- (a) any reference to the Secretary of State for Transport, Local Government and the Regions or the Secretary of State for Transport were a reference to the Secretary of State for Work and Pensions,
- (b) any reference to the Department for Transport, Local Government and the Regions or the Department for Transport were a reference to the Department for Work and Pensions, and
- (c) any reference to an officer of the Secretary of State for Transport, Local Government and the Regions or of the Secretary of State for Transport were a reference to an officer of the Secretary of State for Work and Pensions.

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 or the Secretary of State for Transport, to his Department or to an officer of his.

(5) Documents or forms printed for use in connection with any of the functions to which article 9 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 or the Secretary of State for Transport, to his Department or to an officer of his.

(6) 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 Secretary of State for Work and Pensions, to his Department or to an officer of his.