Draft Order laid before Parliament under section 11 of the Public Bodies Act 2011, for approval by resolution of each House of Parliament after the expiry of the 40-day period referred to in section 11(4) of that Act.

DRAFT STATUTORY INSTRUMENTS

2013 No. 0000

PUBLIC BODIES

The Public Bodies (Abolition of the Railway Heritage Committee) Order 2013

Made - - - - 2013

Coming into force in accordance with article 1

The Secretary of State for Transport makes the following Order in exercise of the powers conferred by sections 1(1) and (2), 6(1) and (5) and 35(2) of the Public Bodies Act 2011(**1**) ("the Act").

In accordance with section 8 of the Act, the Secretary of State considers that this Order—

(a) serves the purpose of improving the exercise of public functions, having had regard to the factors set out in section 8(1); and

(b) does not remove any necessary protection or prevent any person from continuing to exercise any right or freedom which that person might reasonably expect to continue to exercise.

The Secretary of State has consulted in accordance with section 10 of the Act.

The Secretary of State has consulted the Welsh Ministers in accordance with section 63(1) of the Government of Wales Act 2006(**2**).

The consent of the Board of Trustees of the Science Museum(**3**) has been obtained in accordance with section 21(1)(a) of the Act.

A draft of this Order, and an explanatory document containing the information required by section 11(2) of the Act, have been laid before Parliament in accordance with section 11(1) after the end of the period of twelve weeks mentioned in section 11(3).

In accordance with section 11(4) of the Act, the draft of this Order has been approved by a resolution of each House of Parliament after the expiry of the 40-day period referred to in that provision.

(**1**) 2011 c. 24.
(**2**) 2006 c. 32.
(**3**) The Board of Trustees of the Science Museum was established under section 9 of the National Heritage Act 1983 (c. 47).

[DfT 00010]

Citation and Commencement

1.—(1) This Order may be cited as the Public Bodies (Abolition of the Railway Heritage Committee) Order 2013.

(2) Subject to paragraph (3), this Order comes into force on 1st April 2013 or if the Order is made on or after 1st April 2013, the day after the day on which it is made.

(3) Article 5 comes into force on the day after that on which the other provisions of this Order come into force.

Abolition of the Railway Heritage Committee and transfer of functions

2.—(1) The Railway Heritage Committee is abolished.

(2) All functions of the Railway Heritage Committee(**4**) under the Railway Heritage Act 1996(**5**) are transferred to the Board of Trustees of the Science Museum.

(3) In consequence of paragraphs (1) and (2) the Railway Heritage Act 1996 is amended as follows:—

(a) section 2(**6**) (establishment of committee) is repealed;

(b) in section 3(1) (designation of records and artefacts) for "committee", in both places where it appears, substitute "Board of Trustees";

(c) in section 4(**7**) (notice of proposed disposal of record or artefact) for "committee", in each place where it appears, substitute "Board of Trustees";

(d) in section 5(1) (disposal of record or artefact) for "committee", in both places where it appears, substitute "Board of Trustees";

(e) in section 6 (guidance and information) for "committee", in each place where it appears, substitute "Board of Trustees"; and

(f) in section 7 (interpretation)—

(i) before the definition of "designated" insert—

""Board of Trustees" means the Board of Trustees of the Science Museum established under section 9 of the National Heritage Act 1983(**8**);";

(ii) in the definition of "designated" for "committee" substitute "Board of Trustees".

Amendment to the Parliamentary Commissioner Act 1967

3. In Schedule 2 to the Parliamentary Commissioner Act 1967(**9**) (departments etc. subject to investigation), the entry "Railway Heritage Committee" is repealed.

(**4**) The Railway Heritage Committee was established under the Railway Heritage Scheme Order 1994 (S.I. 1994/2032) and its establishment was continued under the Railway Heritage Scheme Order 1997 (S.I. 1997/39) and the Railway Heritage Scheme Order 2005 (S.I. 2005/2905).
(**5**) 1996 c. 42.
(**6**) Section 2 was amended by the Railways Act 2005 (c. 14), Schedule 12, paragraph 13 and Schedule 13, Part 1.
(**7**) Section 4 was amended by the Transport Act 2000 (c. 38), Schedule 27, paragraph 53 and by the Railways Act 2005, Schedule 12, paragraph 13.
(**8**) 1983 c. 47.
(**9**) 1967 c. 13 Schedule 2 was substituted by the Parliamentary Commissioner (No. 2) Order 2011 (S.I. 2011/2986). There are other amendments which are not relevant to this Order.