STATUTORY RULES OF NORTHERN IRELAND

2007 No. 57

ENTERPRISE ULSTER

The Enterprise Ulster (Dissolution) Order (Northern Ireland) 2007

Laid before Parliament under paragraph 7(3) of the Schedule to the Northern Ireland Act 2000

Made - - - -	*1st February 2007*
Coming into operation	*2nd April 2007*

The Department for Employment and Learning(**1**) in exercise of the powers conferred by Article 12(3) of the Enterprise Ulster (Northern Ireland) Order 1973(**2**) and now exercisable by it(**3**) makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as The Enterprise Ulster (Dissolution) Order (Northern Ireland) 2007 and shall come into operation on 2nd April 2007.

(2) In this Order—

(a) "the Corporation" shall be construed in accordance with Article 2;

(b) "the dissolution date" shall be construed in accordance with Article 2;

(c) "the 1973 Order" means the Enterprise Ulster (Northern Ireland) Order 1973; and

(d) "the Department" means the Department for Employment and Learning.

Dissolution of the Corporation

2. Enterprise Ulster ("the Corporation") is dissolved with effect from 30th June 2007 ("the dissolution date").

Winding up of the Corporation

3.—(1) The Corporation shall be wound up in accordance with the provision of this Article.

(**1**) Formerly the Department of Higher and Further Education, Training and Employment, *see* 2001 c.15 (N.I.)
(**2**) S.I. 1973/1228 (N.I.16)
(**3**) The Departments (Transfer and Assignment of Functions) Order (Northern Ireland) 1999 (S.R. 1999/481), Article 4 and Schedule 2 Part 11

(2) On the coming into operation of this Article, the Corporation shall cease to exercise its functions except in so far as the continued exercise of those functions may be necessary or expedient for the purposes of winding up.

(3) Between the coming into operation of this Article and the dissolution date, the Corporation shall so far as practicable discharge all its liabilities.

Legal proceedings

4. Any legal proceedings to which the Corporation is party immediately before the dissolution date shall be continued after that date by or in relation to the Department in its own name.

Contracts etc

5. Every contract, agreement, deed, bond, instrument or document made by the Corporation before the dissolution date and still in effect at that date which relates to property, rights or obligations of the Corporation shall continue in effect but subject to the following modifications so far as they are applicable:–

(a) if the Corporation is a party thereto, the Department shall be substituted as that party;

(b) for a reference (however worded and whether express or implied) to the Corporation there shall, as respects anything falling to be done or occurring after that date, be substituted a reference to the Department;

(c) for a reference (however worded and whether express or implied) to any member of the Corporation there shall be substituted as respects anything done or falling to be done or occurring on or after the dissolution date a reference to such officer as the Department shall appoint for the purpose; and

(d) for a reference to the office or place of business of the Corporation there shall be substituted a reference to the offices of the Department.

Records

6. Without prejudice to the generality of Article 12(4) of the 1973 Order all records of the Corporation shall transfer to and vest in the Department on the dissolution date.

Accounts

7.—(1) The Corporation shall continue to keep proper accounts and proper records in relation to the accounts in accordance with Article 9(1)(a) of the 1973 Order and shall prepare a statement of the accounts in respect of the period beginning with the coming into operation of Article 3 and ending on the dissolution date.

(2) The statement of accounts shall be in such a form and contain such information as the Department may, with the approval of the Department of Finance and Personnel, direct and copies of it shall be sent to—

(a) the Department; and

(b) the Comptroller and Auditor General,

not later than one week before the dissolution date.

Report

8. The Corporation shall, not later than one month before the dissolution date, make to the Department a report in such form and containing such information as the Department may direct