1972. No. 364 [NC]

HOUSING EXECUTIVE ACT (NORTHERN IRELAND) 1971

Appointed Day—Londonderry Development Commission

ORDER, DATED 19TH DECEMBER 1972, MADE BY THE SECRETARY OF STATE UNDER SECTION 7 OF THE HOUSING EXECUTIVE ACT (NORTHERN IRELAND) 1971.

In exercise of the powers conferred on me by section 7 of the Housing Executive Act (Northern Ireland) 1971(**a**) (hereinafter referred to as "the Act") and section 1(1) of the Northern Ireland (Temporary Provisions) Act 1972(**b**) I hereby order as follows:—

1. This Order may be cited as the Housing Executive (Appointed Day—Londonderry Development Commission) Order (Northern Ireland) 1972.

2. The new town commission specified for the purposes of this Order is the Londonderry Development Commission (hereinafter called "the transferor").

3. The day appointed for the purposes of the section 7(1)(*b*) of the Act in its application to the Londonderry Development Commission shall be the 1st January 1973 (hereinafter called the "appointed day").

4. In the construction and for the purposes of any statutory provision, decree, order, award, deed, certificate, or other document whatsoever passed or made before the appointed day, any reference to, or which is to be construed as a reference to the transferor shall, so far as it relates to the housing functions transferred by virtue of this Order, be construed as a reference to the Executive.

5. Every bond guarantee or other security of a continuing character made or given or deemed to have been made or given by the transferor to another person or by any person to the transferor and in force immediately before the appointed day and every contract or agreement in writing made or deemed to have been made between the transferor and another person and not fully executed and completed before the appointed day shall, so far as it relates to the housing functions transferred by virtue of this Order, continue in force after the appointed day but shall be construed and have effect as if the name of the Executive was substituted therein for the name of the transferor and such security contract or agreement shall be enforceable by or against the Executive accordingly.

6. Every resolution passed or deemed to have been passed, order made or deemed to have been made or notice served or deemed to have been served or anything commenced by or under the authority of the transferor before the appointed day in respect of the housing functions transferred by virtue of this Order, the operation effect or terms of which had not ceased or expired before that day, shall after the appointed day and so far as it is not inconsistent with the Act or any order made thereunder, continue in force and have effect, be carried on and be completed by or under the authority of the Executive.

(**a**) 1971. c. 5 (N.I.). (**b**) 1972. c. 22.