PART II — ENACTMENTS RELATING TO FUNCTIONS EXCEPTED FROM TRANSFER.

So much of the following enactments as relates to byelaws for good rule and government, namely, the Municipal Corporations (Ireland) Act, 1840, section one hundred and twenty-five ; the Public Health (Ireland) Act, 1878, section two hundred and twenty-one ; the Local Government (Ireland) Act, 1898, section sixteen ; and the Local Government Act (Northern Ireland), 1934, sections eight and forty.

So much of section fifty-seven of the Towns Improvement (Ireland) Act, 1854, and the enactments incorporated with or amending that Act, as relates to byelaws made under sections seventy-seven and eighty-eight thereof.

So much of the Towns Improvement (Ireland) Act, 1854 (as amended by the Char-a-banc Regulation Act (Northern Ireland), 1924) as relates to the regulation of vehicles.

The Municipal Privilege Act (Ireland), 1876.

So much of the Local Government Acts (Northern Ireland), 1898 to 1940, as relates to public mental hospitals and to roads and bridges.

The Local Government (Roads) Act (Northern Ireland), 1923.

SECOND SCHEDULE.

ENACTMENTS RELATING TO FUNCTIONS TRANSFERRED TO MINISTRY OF HOME AFFAIRS.

The Civil Defence Acts (Northern Ireland), 1938 and 1939, as modified and adapted by the Ministry of Public Security (Adaptation of Enactments) Order, 1940.

The Ministries Act (Northern Ireland), 1940, so far as it is in force at the appointed day (including the enactments mentioned in sub-section (2) of section two of that Act as they apply to offences against orders issued in pursuance of that Act).

The Education (Emergency Provisions) Act (Northern Ireland), 1940.

The Education (Emergency Provisions) Act (Northern Ireland), 1942.

The Fire Services (Emergency Provisions) Act (Northern Ireland), 1942.

Any enactment in force at the appointed day amending or extending any of the above-mentioned enactments.

ORDER IN COUNCIL, DATED THE 26TH JULY, 1944, MADE UNDER SECTION FOUR OF THE MINISTRIES ACT (NORTHERN IRELAND), 1944, WITH RESPECT TO THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT AND THE MINISTRY OF HOME AFFAIRS.

1944. No. 61.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND.

ABERCORN

WHEREAS under and by virtue of section one of the Ministries Act (Northern Ireland), 1944, (in this Order referred to as " the Act ") the Ministry of Health and Local Government was established as the department for the administration of the public services in connection with public health, housing and local government :

AND WHEREAS by section four of the Act it is provided that the Governor of Northern Ireland may, from time to time, by Order in Council assign to any department, or transfer to any department from any other department, such functions as appear to the said Governor to be appropriate for such assignment or transfer ; that each department shall have and may exercise such functions as may be specified by such an Order in Council ; that such an Order in Council may make such incidental, consequential and supplemental provisions as may be necessary or expedient for the purpose of giving full effect to the Act, including provisions for such matters as are mentioned in sub-section (2) of section four of the Act ; and that any Order in Council made under the said section may be varied or revoked by a subsequent Order in Council so made :

AND WHEREAS by the Ministries (Transfer of Functions) (No. 1) Order, 1944, (in this Order referred to as the " No. 1 Order "), made in pursuance of the said section four, certain provisions as in the No. 1 Order set forth were made for the purposes of sections one and two of the Act :

AND WHEREAS for the said purposes it is necessary to make such further provision as hereafter appearing in this Order :

NOW, THEREFORE, I, JAMES ALBERT EDWARD, DUKE OF ABERCORN, Knight of the Most Noble Order of the Garter, Knight of the Most Illustrious Order of Saint Patrick, Governor of Northern Ireland, by and with the advice of the Privy Council of Northern Ireland, in exercise of the powers conferred upon me by section four of the Act, do hereby order as follows :—

1. This Order may be cited as the Ministries (Transfer of Functions) (No. 2) Order, 1944, and shall be construed as one with the No. 1 Order.

2. The provisions of the No. 1 Order shall as from the first day of August, 1944 (in this Order referred to as the " day of transfer ") have effect as if for the First Schedule to the No. 1 Order there were substituted the Schedule to this Order :

Provided that nothing in this Order shall affect the operation of the No. 1 Order before the day of transfer.

3. The foregoing provisions of this Order shall be subject to the provisions of any Order in Council which may hereafter be made under section four of the Act.

Given at Government House, Hillsborough, this twenty-sixth day of July, 1944.

B. Brooke
J. M. Sinclair
William Lowry
William Grant
Joseph Davison