

Changes to legislation: There are currently no known outstanding effects for the Science and Technology Act 1965. (See end of Document for details)

SCHEDULES

SCHEDULE 1

REPORTS, ACCOUNTS ETC. OF RESEARCH COUNCILS

Modifications etc. (not altering text)

C1 Sch. 1: Functions of the Secretary of State transferred (6.7.1992) by S.I. 1992/1296, arts. 2(1), 3

- 1 Each of the Research Councils shall furnish the [^{F1}Secretary of State] with such returns, accounts and other information with respect to its property and activities as he may from time to time require, and shall prepare programmes and estimates of expenditure in such form and at such times as he may require.

Textual Amendments

F1 Words in Sch. 1 para. 1 substituted (1.1.1996) by S.I. 1995/2985 art. 5(1), Sch. para. 1(1)

- 2 (1) Each of the Research Councils shall as soon as possible after the end of each financial year make to the [^{F2}Secretary of State] a report on the exercise and performance by the Council of its functions during that year.
- (2) The [^{F2}Secretary of State] shall lay a copy of any report under this paragraph before each House of Parliament, together with such comments as he may think fit to make.

Textual Amendments

F2 Words in Sch. 1 para. 2(1)(2) substituted (1.1.1996) by S.I. 1995/2985, art. 5(1), Sch. para. 1(1)

- 3 (1) Each of the Research Councils shall keep proper accounts and other records, and shall prepare for each financial year statements of account in such form as the [^{F3}Secretary of State] with the approval of the Treasury may direct and submit those statements of account to the [^{F3}Secretary of State] at such time as he may direct.
- (2) The [^{F3}Secretary of State] shall, on or before the 30th November in any year, transmit to the Comptroller and Auditor General the statements of account of each Council for the financial year last ended.
- (3) The Comptroller and Auditor General shall examine and certify the statements of account transmitted to him under this paragraph, and lay copies of them together with his report thereon before each House of Parliament.

Textual Amendments

F3 Words in Sch. 1 para. 3(1)(2) substituted (1.1.1996) by S.I. 1995/2985, art. 5(1), Sch. para. 1(1)

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SCHEDULE 2

MINOR AND CONSEQUENTIAL AMENDMENTS

Modifications etc. (not altering text)

- C2** The text of Sch. 2 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not, except as specified, reflect any amendments or repeals which may have been made prior to 1.2.1991.

Act Amended	Amendment
<p>The M1 Geological Survey Act 1845.</p>	<p>In section 1 for the words “the United Kingdom” there shall be substituted the words “Great Britain”, and for the words “the first commissioner for the time being of her Majesty’s woods, forest, land revenues, works and buildings”, in both places, there shall be substituted the words “the Natural Environment Research Council”.</p> <p>In section 2 for the words from “for every such offence” onwards there shall be substituted the words “be liable on summary conviction to a fine not exceeding twenty pounds”.</p> <p>Sections 2 and 4 shall be omitted.</p> <p>F4 ...</p>
<p>The M2 Mining Industry Act 1926.</p>	<p>In section 23 (including the subsection (5) substituted by the M3 Mines and Quarries Act 1954) for any reference to the Committee of the Privy Council for Scientific and Industrial Research or to the Department of Scientific and Industrial Research there shall, in relation to any period after the coming into force of this provision, be substituted a reference to the Natural Environment Research Council.</p>
<p>[^{F5}The M4 Water Act 1945.]</p>	<p>[^{F5}In section 7 for any reference to the Committee of the Privy Council for Scientific and Industrial Research or to the Department of Scientific and Industrial Research there shall, in relation to any period after the coming into force of this provision, be substituted a reference to the Natural Environment Research Council.]</p>
<p>...</p>	<p>...</p>

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F6

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Textual Amendments

- F4** Words in Sch. 2 repealed (1.4.2005) by Courts Act 2003 (c. 39), s. 110(1), **Sch. 10**; S.I. 2005/910, art. 3(aa)
- F5** Entry in Sch. 2 repealed (E.W.) (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras, 10, 14(1), 15)
- F6** Entries repealed by Capital Allowances Act 1968 (c. 3), Sch. 11, Industrial Expansion Act 1968 (c. 32), Sch. 4, Income and Corporation Taxes Act 1970 (c. 10), **Sch. 16**, Water Act 1973 (c. 37), **Sch. 9**, Nature Conservancy Council Act 1973 (c. 54), **Sch. 4** and Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**, Water (Scotland) Act 1980 (c. 45, SIF 130), s. 112, **Sch. 11**

Marginal Citations

- M1** 8 & 9 Vict. c. 63.
- M2** 16 & 17 Geo. 5. c. 28
- M3** 1954 c. 70.
- M4** 8 & 9 Geo. 6. c. 42.

F7 SCHEDULE 3

TRANSITIONAL PROVISIONS ON REDISTRIBUTION OF ACTIVITIES OF EXISTING ORGANISATIONS

Textual Amendments

- F7** Sch. 3 omitted (31.10.2018 except to the extent it applies to either or both of the Medical Research Council or the Science and Technology Facilities Council) by virtue of Higher Education and Research Act 2017 (c. 29), s. 124(5), **Sch. 12 para. 4(5)**; S.I. 2018/1054, reg. 2(d)(ii)

Modifications etc. (not altering text)

- C3** **Sch. 3**: functions of the Secretary of State transferred (6.7.1992) by S.I. 1992/1296, arts. 2(1), 3

- 1 (1) Subject to the following provisions of this paragraph, where in accordance with section 3(1) to (3) of this Act activities of a body (hereafter referred to as “the predecessor”) are taken over by one of the Research Councils, then on the date of that event (hereafter referred to as “the transfer date”) there shall by virtue of this Act and without further assurance be transferred to that Council all property, rights, liabilities and obligations to which immediately before the transfer date the predecessor was entitled or subject in connection with those activities.
- (2) Subject as aforesaid, every agreement to which in relation to or for the purposes of the relevant activities the predecessor was a party immediately before the transfer date, whether in writing or not and whether or not of such a nature that rights, liabilities and obligations thereunder could be assigned by the predecessor, shall, unless its terms or subject-matter make it impossible that it should have effect as modified in the manner provided by this sub-paragraph, have effect as from the transfer date as if—
- (a) the Research Council had been a party to the agreement;

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- (b) for any reference (however worded and whether express or implied) to the predecessor there were substituted, as respects anything falling to be done on or after the transfer date, a reference to the Research Council;
 - (c) for any reference (however worded and whether express or implied) to any member or officer of the predecessor there were substituted, as respects anything falling to be done on or after the transfer date, a reference to such person as the Research Council may appoint, or, in default of appointment, to the member or officer of that Council who corresponds as nearly as may be to the member or officer in question of the predecessor;
 - (d) in the case of an agreement for the rendering of personal services to the predecessor, the services to which the agreement relates were, on and after the transfer date, any services under the Council, to be selected by the Council, which are reasonably equivalent services.
- (3) Other documents, not being enactments, Orders in Council or orders, rules, regulations or similar instruments having effect under an enactment, which refer, whether specifically or generally, to the predecessor in relation to or for the purposes of the relevant activities shall be construed in accordance with sub-paragraph (2) above so far as applicable.
- (4) Without prejudice to the generality of the foregoing sub-paragraphs, where, by the operation of any of them, any right, liability or obligation vests in a Research Council, the Council and all other persons shall, as from the transfer date, have the same rights, powers and remedies (and, in particular, the same rights as to the taking or resisting of legal proceedings or the making or resisting of applications to any authority) for asserting, perfecting or enforcing that right, liability or obligation as they would have had if it had at all times been a right, liability or obligation of the Research Council.
- (5) Any legal proceedings or application to any authority pending on the transfer date by or against the predecessor in relation to or for the purposes of the relevant activities may be continued on and after that date by or against the Research Council.
- (6) In relation to activities of the Council for Scientific and Industrial Research which are taken over by a government department, the foregoing sub-paragraphs shall apply with the substitution for references to a Research Council of references to that department or the Minister in charge of it, as the case requires; and on any question whether for purposes of this paragraph any matter is to be treated as referable to one branch or another of the activities of the Council for Scientific and Industrial Research, or to whom under this paragraph any property, rights, liabilities or obligations of that Council are transferred, the certificate of the [F8Secretary of State] shall be conclusive.
- (7) The [F8Secretary of State] may by order—
- (a) except from any transfer under this paragraph any books, papers or documents which in his opinion are not required in connection with the continuance of the relevant activities, and provide (if need be) for the disposal of anything so excepted; and
 - (b) so far as appears to him necessary or expedient for giving full effect to a transfer of activities in accordance with section 3(1) to (3) of this Act, provide, in the case of a local Act or Act confirming a provisional order, (after such consultation with any authority or body having functions under the Act as appears to him to be appropriate) for the repeal or amendment of any provision in that Act which affects the predecessor and make

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- transitional, supplemental or incidental provision in connection with any such repeal or amendment; and
- (c) in relation to activities of the Council for Scientific and Industrial Research make such further or other provision as appears to him to be appropriate having regard to the circumstances of that Council and the division of its activities between Research Councils and government departments.

Textual Amendments

F8 Words in Sch. 1 para. 1(6)(7) substituted (1.1.1996) by [S.I. 1995/2985, art. 5\(1\)](#), [Sch. para. 1\(1\)](#)

- 2
- (1) For purposes of the accounts of the National Institute for Research in Nuclear Science, the National Oceanographic Council and the Nature Conservancy, the financial year beginning last before the transfer date shall be treated as ending with the day before the transfer date.
- (2) The Science Research Council shall be responsible for the accounts and audit of the National Institute for Research in Nuclear Science for any period before the transfer date, so far as may be necessary for completing the accounts and audit and submitting the accounts and any report of the auditor on them to the United Kingdom Atomic Energy Authority.
- (3) The Natural Environment Research Council shall be responsible for the accounts and audit of the National Oceanographic Council for any period before the transfer date, so far as may be necessary for completing the accounts and submitting them to the Comptroller and Auditor General.
- (4) The Natural Environment Research Council shall be responsible for the accounts and audit of the Nature Conservancy for any period before the transfer date, so far as may be necessary for completing the accounts and submitting them to the Treasury; and section 96(3) and (4) of the National Parks and Access to the ^{M5}Countryside Act 1949 (which relate to audit) shall apply to accounts prepared by the Natural Environment Research Council by virtue of this sub-paragraph as if they had been prepared by the Nature Conservancy.

Marginal Citations

M5 1949 c. 97.

- 3
- Where the predecessor is required to make any annual report on its activities, the first annual report under this Act of a Research Council shall deal, for any period after the one covered by the last annual report made by the predecessor before the transfer date, with any of those activities which are taken over on the transfer date by the Council.
- 4
- (1) Section 2 of the ^{M6}Atomic Energy Authority Act 1959 (which enables pension schemes of the United Kingdom Atomic Energy Authority to extend to staff of the National Institute for Research in Nuclear Science), and, without prejudice to any power to amend the scheme, any provision included in a scheme by virtue of that section, shall
- (a) continue to apply to officers and other persons employed by the National Institute for Research in Nuclear Science who on the transfer date are by

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paragraph 1 above transferred to the employment of the Science Research Council; and

- (b) apply to officers and other persons taken into the employment of the Science Research Council subsequent to the coming into force of the provisions of section 3(2) of this Act to work on activities taken over under that subsection from the National Institute for Research in Nuclear Science (whether or not while in that employment they cease to be engaged in those activities),

and shall have effect in relation to them as if their employment with the Council were employment with the Institute.

- (2) The Science Research Council shall pay to the United Kingdom Atomic Energy Authority in respect of any payments falling to be made by the Authority by virtue of sub-paragraph (1) above, or in respect of the accruing liability for any such payments, such sums as may be agreed between the Council and the Authority or as, in default of agreement between them, may be determined by the Treasury.

Marginal Citations

M6 1959 c. 5 (8 & 9 Eliz. 2).

- 5 The provisions of this Act relating to the Nature Conservancy and to the National Parks and Access to the ^{M7}Countryside Act 1949 shall not affect the validity of anything done by or in relation to the Nature Conservancy under or for the purposes of Part III of that Act before the date when those provisions come into force; and (without prejudice to paragraph 1 above) as from that date things so done, including any regulations relating to or byelaws made by the Nature Conservancy, shall have effect, and the said Act shall apply in relation thereto, as if they had been done by or in relation to the Natural Environment Research Council and, in the case of an authority under section 103(1) of the Act, as if it had been given by the [^{F9}Secretary of State].

Textual Amendments

F9 Words in Sch. 3 para. 5 substituted (1.1.1996) by S.I. 1995/2985, art. 5(1), **Sch. para. 1(1)**

Marginal Citations

M7 1949 c. 97.

SCHEDULE 4

REPEALS

Chapter	Short Title	Extent of Repeal
... F10
8 & 9 Eliz. 2. c. 5.	The Atomic Energy Authority Act 1959.	Section 2, except as regards persons employed with the National Institute for

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Research in Nuclear Science
before the coming into force
of this repeal.

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F10

Textual Amendments

F10 Entries repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**

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