

SCHEDULES

SCHEDULE 3

TRANSFER ETC. OF FUNCTIONS: FURTHER PROVISIONS

PART I

FUNCTIONS TRANSFERABLE ETC

Cross-border functions

- 3 (1) The power conferred by section 22 to make an Order in Council about a function so far as exercisable by a Minister of the Crown in relation to Wales includes (as well as power to make provision about a function so far as exercisable by a Minister of the Crown in relation to the whole or any part of Wales) power to make provision about a function so far as exercisable by a Minister of the Crown in relation to—
- (a) a cross-border body, or
 - (b) subject to sub-paragraph (3), an English border area.
- (2) In this Act—
- “cross-border body” means any body (including a government department) or undertaker exercising functions, or carrying on activities, in or with respect to Wales (or any part of Wales) and anywhere else, and
 - “English border area” means a part of England adjoining Wales (but not the whole of England).
- (3) An Order in Council under section 22 may only include provision about a function so far as exercisable by a Minister of the Crown in relation to an English border area if—
- (a) the function relates to water resources management, water supply, rivers or other watercourses, control of pollution of water resources, sewerage or land drainage, and
 - (b) the Order in Council makes (or another such Order in Council has made) corresponding provision about the function so far as so exercisable in relation to a part of Wales adjoining England or the whole of Wales.