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PROSPECTIVE

SCHEDULE 1

Article 2

ENACTMENTS CONFERRING FUNCTIONS TRANSFERRED ETC. BY ARTICLE 2

Public General Acts

Board of Agriculture Act 1889 (c. 30) in respect of the function exercisable by the Secretary of State by the 1978 transfer order.

Minister of Food (Financial Powers) Act 1949 (c. 15) in respect of the function exercisable by the Secretary of State by the 1978 transfer order.

Agriculture (Miscellaneous Provisions) Act 1968 (c. 34) section 45 so far as transferred to the Secretary of State for Wales by the 1969 transfer order and the 1978 transfer order. Article 2(3) of this Order shall not have effect in relation to the functions under this section(1)

Town and Country Planning Act 1971 (c. 78) sections 250 to 252(2)

Transport Act 1985 (c. 67) section 111(3).

Housing and Planning Act 1986 (c. 63) No functions are transferred but it is directed that the functions under section 42 shall be exercisable by the Assembly concurrently with any Minister of the Crown by whom they are exercisable.

Environmental Protection Act 1990 (c. 43) the functions of the Minister of Agriculture, Fisheries and Food under Part VI(4).

Jobseekers Act 1995 (c. 18) section 30.

School Inspections Act 1996 (c. 57) in respect of section 4(4) and paragraph 3 of Schedule 1. The “Minister of the Civil Service” approval requirement under paragraph 3(4) of Schedule 1 shall continue in effect(5).

School Standards and Framework Act 1998 (c. 31) section 144(6)

Tax Credits Act 1999 (c. 10) section 15 so far as it confers on the Secretary of State the function of accrediting organisations in accordance with criteria determined by or under a scheme made under that section.

Statutory Instruments

The Sheep and Goats (Removal to Northern Ireland) Regulations 1983 (S.I.1983/1158)

The Sea Fish (Marketing Standards) Regulations 1986 (S.I. 1986/1272)(7)

The Harbour Works (Assessment of Environmental Effects) (No.2) Regulations 1989 (S.I. 1989/424) in respect of the functions of the Secretary of State for Wales(8)

- (1) See Schedule 1 to the 1999 transfer order as to other provisions made in respect of this Act of 1968.
- (2) 1971 c. 78. Sections 250 to 252 are continued in force by section 48(2)(b) of the Housing and Planning Act 1986 (c. 63) and by paragraph 2(1) of Schedule 3 to the Planning (Consequential Provisions) Act 1990 (c. 11).
- (3) See Schedule 1 to the 1999 transfer order as to other provision made in respect of this Act of 1985.
- (4) See Schedules 1 and 2 to the 1999 transfer order as to other provision made in respect of this Act of 1990.
- (5) See Schedule 1 to the 1999 transfer order as to other provision made in respect of this Act of 1996.
- (6) See Schedule 1 to the 1999 transfer order as to other provision made in respect of this Act of 1998.
- (7) S.I. 1986/1272 amended by S.I.s 1989/687 and 1994/452.
- (8) S.I. 1989/424 amended by S.I. 1996/1946.

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- The Sludge (Use in Agriculture) Regulations 1989 (S.I. 1989/1263)(9)**
- The Spirit Drinks Regulations 1990 (S.I. 1990/1179)**
- The Beef Carcase (Classification) Regulations 1991 (S.I. 1991/2242)(10)**
- The Community Agricultural Policy (Protection of Community Arrangements) Regulations 1992 (S.I. 1992/314)**
- The Organic Products Regulations 1992 (S.I. 1992/2111)(11)**
- The Zootechnical Standards Regulations 1992 (S.I. 1992/2370)**
- The Horses (Zootechnical Standards) Regulations 1992 (S.I. 1992/3045)**
- The Genetically Modified Organisms (Deliberate Release) Regulations 1992 (S.I. 1992/3280)(12)**
- The Diseases of Fish (Control) Regulations 1994 (S.I. 1994/1447)**
- The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) Regulations 1994 (S.I. 1994/1985)** except the functions exercisable by the Minister of Agriculture, Fisheries and Food(13)
- The Pig Carcase (Grading) Regulations 1994 (S.I. 1994/2155)**
- The Urban Waste Water Treatment (England and Wales) Regulations 1994 (S.I. 1994/2841)** save that the function under regulation 4(3)(b) is transferred to the Assembly in relation to any sewerage undertaker whose area is wholly or mainly in Wales.
- The Infant Formula and Follow on Formula Regulations 1995 (S.I. 1995/77)** regulation 21(14)
- The Surplus Food Regulations 1995 (S.I. 1995/184)**
- The Fresh Meat (Hygiene and Inspection) Regulations 1995 (S.I. 1995/539)(15)**
- The Poultry Meat, Farmed Game Bird Meat and Rabbit Meat (Hygiene and Inspection) Regulations 1995 (S.I. 1995/540)(16)**
- The Fisheries and Aquaculture Structures (Grants) Regulations 1995 (S.I. 1995/1576)(17)**
- The Marketing of Vegetable Plant Material Regulations 1995 (S.I. 1995/2652)** in respect of the functions of the Secretary of State.
- The Marketing of Fruit Plant Material Regulations 1995 (S.I. 1995/2653)** in respect of the functions of the Secretary of State.
- The Beef (Marketing Payment) Regulations 1996 (S.I. 1996/2005)(18)**
- The Beef (Marketing Payment) (No.2) Regulations 1996 (S.I. 1996/2999)(19)**
- The Products of Animal Origin (Import and Export) Regulations 1996 (S.I. 1996/3124)** in respect of
- (a) the functions of “the Secretary of State for Wales”; and

(9) S.I. 1989/1263 amended by S.Is 1990/880 and 1996/593.

(10) S.I. 1991/2242 amended by S.Is 1994/2853 and 1998/12.

(11) S.I. 1992/2111 amended by S.Is 1993/405, 1994/2286 and 1997/166.

(12) S.I. 1992/3280 amended by S.Is 1995/304 and 1997/1900.

(13) S.I. 1994/1985 amended by S.Is 1995/1483, 1996/1487, 1998/2922 and 1999/1109.

(14) There are amendments to S.I. 1995/77 which are not relevant to this order.

(15) S.I. 1995/539 amended by S.Is 1995/731, 1995/1763, 1995/2148, 1995/2200, 1995/3124, 1995/3189, 1996/1148, 1996/2235, 1997/1729 and 1997/2074.

(16) 1995/540 amended by 1995/1763, 1995/2148, 1995/2200, 1995/3205 and 1997/1729.

(17) S.I. 1995/1576 amended by S.I. 1998/1365.

(18) S.I. 1996/2005 amended by S.I. 1996/2561.

(19) S.I. 1996/2999 amended by S.I. 1997/195.

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(b) in regulations 6,13,37 and 39, the functions of “the Secretary of State” (20).

The Beef Special Premium Regulations 1996 (S.I. 1996/3241)(21)

The Bovine Hides Regulations 1997 (S.I. 1997/813)

The Fish Health Regulations 1997 (S.I. 1997/1881)

The Veal (Marketing Payment) Regulations 1997 (S.I. 1997/1986)

The Charges for Inspections and Controls Regulations 1997 (S.I. 1997/2893)(22)

The Animals and Animal Products (Import and Export) Regulations 1998 (S.I. 1998/190) except the functions exercisable by the Minister of Agriculture, Fisheries and Food

The Fertilisers (Mammalian Meat and Bone Meal) (Conditions of Manufacture) Regulations 1998 (S.I. 1998/955)

The Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998 (S.I. 1998/994) in respect of the functions of —

(a) “the Minister”; and

(b) “the Ministers” so far as exercisable by the Secretary of State for Wales.

The Apple and Pear Orchard Grubbing Up Regulations 1998 (S.I. 1998/1131)

The Sheep and Goats Spongiform Encephalopathy Regulations 1998 (S.I. 1998/1646) except the functions of “the Minister”.

The Environmental Assessment (Forestry) Regulations 1998 (S.I. 1998/1731)

The Cattle Database Regulations 1998 (S.I. 1998/1796)

The Employers' Liability (Compulsory Insurance) Regulations 1998 (S.I. 1998/2573) No functions are transferred but it is directed that the function under paragraph 1 of Schedule 2 to the Regulations shall be exercisable by the Assembly concurrently with any Minister of the Crown by whom it is exercisable(23).

The BSE Offspring Slaughter Regulations 1998 (S.I. 1998/3070) except the functions of “the Minister”.

The Miscellaneous Products of Animal Origin (Import Conditions) Regulations 1999 (S.I. 1999/157)

The Bovines and Bovine Products (Trade) Regulations 1999 (S.I. 1999/1103)(24)

The Marketing of Ornamental Plant Material Regulations 1999 (S.I. 1999/180)

(20) S.I. 1996/3124 amended by S.Is 1997/2023 and 1998/994.

(21) S.I. 1996/3241 amended by S.Is 1997/1901, 1998/871, 1999/639 and 1999/1179.

(22) S.I. 1997/2893 amended by S.I. 1998/2880.

(23) S.I. 1998/2573 to which there is a relevant amendment by S.I. 1999/1820.

(24) S.I. 1999/1103 amended by S.I. 1999/1554.

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Order modified by [S.I. 2004/3156 art. 14](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1(crossheading)(public)(general)(acts) coming into force by [S.I. 2000/253 art. 1\(2\)](#)
- Sch. 1(crossheading)(statutory)(instruments) coming into force by [S.I. 2000/253 art. 1\(2\)](#)