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STATUTORY INSTRUMENTS

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**2009 No. 3019**

**The Welsh Ministers (Transfer of Functions) (No. 2) Order 2009**

**Powers to confer or impose functions**

**5.—**(1) Any pre-commencement power to confer or impose a relevant function on the Secretary of State shall have effect as a power to confer or impose the function on the Welsh Ministers, the First Minister or the Counsel General.

(2) For the purposes of paragraph (1)—

- (a) a pre-commencement power is a power which was exercisable immediately before 31st December 2011; and
- (b) a relevant function is a function which, had it been a function of the Secretary of State immediately before 31st December 2011, would have been transferred to the Welsh Ministers by article 2.