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STATUTORY INSTRUMENTS

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**1999 No. 672**

**CONSTITUTIONAL LAW  
DEVOLUTION, WALES**

**The National Assembly for Wales  
(Transfer of Functions) Order 1999**

*Made* - - - - *10th March 1999*

*Coming into force* *1st July 1999*

**THE NATIONAL ASSEMBLY FOR WALES  
(TRANSFER OF FUNCTIONS) ORDER 1999**

1. Citation, commencement and interpretation
  2. Transfer of functions
  3. Any reference in this Order to a function of a...
  4. (1) This article applies where— (a) any function under an...
  5. Minister of the Crown functions exercisable with Assembly agreement or consultation
  6. The sea adjacent to Wales
  7. Transfer of property
- Signature

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SCHEDULE 1 — Enactments Conferring Functions Transferred by Article 2  
— Public General Acts

- School Sites Act 1841 (c.38)
- Inclosure Act 1845 (c.118) except section 12.
- Inclosure Act 1846 (c.70)
- Inclosure Act 1847 (c.111)
- Inclosure Act 1848 (c.99)
- Inclosure Act 1849 (c.83)
- Inclosure Act 1852 (c.79)
- Burial Act 1853 (c.134)
- Inclosure Act 1854 (c.97)
- Literary and Scientific Institutions Act 1854 (c.112) section 6.
- Burial Act 1855 (c.128)

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Inclosure Act 1857 (c.31)  
Burial Act 1857 (c.81) except section 25.  
Burial Act 1859 (c.1)  
Inclosure Act 1859 (c.43)  
Improvement of Land Act 1864 (c.114) in respect of the...  
Inclosure, &c. Expenses Act 1868 (c.89) except so far as...  
Limited Owners Residences Act 1870 (c.56)  
Public Health Act 1875 (c.55) except section 327.  
Commons Act 1876 (c.56)  
Commons (Expenses) Act 1878 (c.56)  
Commonable Rights Compensation Act 1882 (c.15)  
Places of Worship Sites Amendment Act 1882 (c.21)  
Corn Returns Act 1882 (c.37) in respect of the functions...  
Local Government Act 1888 (c.41)  
Local Government Act 1894 (c.73)  
District Councils (Water Supply Facilities) Act 1897 (c.44)  
Commons Act 1899 (c.30)  
Improvement of Land Act 1899 (c.46)  
Open Spaces Act 1906 (c.25)  
Public Health Acts Amendment Act 1907 (c.53) except sections 12...  
Finance Act 1908 (c.16)  
Small Holdings and Allotments Act 1908 (c.36)  
Commons Act 1908 (c.44)  
Welsh Church Act 1914 (c.91) sections 19 and 24.  
Local Government (Emergency Provisions) Act 1916 (c.12)  
...  
Ministry of Transport Act 1919 (c.50) No functions under this...  
Land Settlement (Facilities) Act 1919 (c.59) except the function of...  
Ferries (Acquisition by Local Authorities) Act 1919 (c.75) except section...  
Corn Sales Act 1921 (c.35)  
Allotments Act 1922 (c.51) except section 1(4).  
Agricultural Credits Act 1923 (c.34)  
Law of Property Act 1925 (c.20) sections 193 and 194....  
Allotments Act 1925 (c.61)  
Public Health Act 1925 (c.71) section 6.  
Small Holdings and Allotments Act 1926 (c.52)  
Landlord and Tenant Act 1927 (c.36) section 20.  
Local Government Act 1929 (c.17)  
Agricultural Land (Utilisation) Act 1931 (c.41)  
Destructive Imported Animals Act 1932 (c.12) except that the functions...  
Children and Young Persons Act 1933 (c.12) except sections 53,...  
Public Health Act 1936 (c.49) except the Treasury function under...  
...  
Public Health (Drainage of Trade Premises) Act 1937 (c.40)  
Physical Training and Recreation Act 1937 (c.46)  
Statutory Orders (Special Procedure) Act 1945 (c.18) section 7(3).  
Welsh Church (Burial Grounds) Act 1945 (c.27)  
Requisitioned Land and War Works Act 1945 (c.43) section 52....  
Agriculture (Artificial Insemination) Act 1946 (c.29) in respect of the...  
The Assembly may only incur expenses under section 1 to...  
Hill Farming Act 1946 (c.73) except section 32(4).  
In section 32(2), the functions of "the appropriate Minister" in...  
Section 35 shall have effect as if the expression "the..."

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Section 32(4) shall be amended by omitting the words “by...  
Polish Resettlement Act 1947 (c.19) sections 4 and 6.  
Industrial Organisation and Development Act 1947 (c.40) The functions  
of...  
It is directed that the function of the “Board of...  
The functions of the Comptroller and Auditor General in section...  
Fire Services Act 1947 (c.41) section 3(5).  
Agriculture Act 1947 (c.48) except section 105.  
The function under section 75 is transferred only so far...  
It is directed that the functions under section 83 shall...  
The functions under section 88 are transferred only to the...  
Section 92 shall have effect as if the reference to...  
National Assistance Act 1948 (c.29)  
Agricultural Wages Act 1948 (c.47) except— (a) the requirement under...  
The functions of “the Minister” under sections 13 (as it...  
The reference to the Minister of Agriculture, Fisheries and Food...  
Prevention of Damage by Pests Act 1949 (c.55) All functions...  
Docking and Nicking of Horses Act 1949 (c.70)  
Coast Protection Act 1949 (c.74) except— (a) any function conferred...  
National Parks and Access to the Countryside Act 1949 (c.97)...  
Allotments Act 1950 (c.31)  
Sea Fish Industry Act 1951 (c.30) in respect of the...  
Cremation Act 1952 (c.31)  
Town Development Act 1952 (c.54)  
Local Government (Miscellaneous Provisions) Act 1953 (c.26) except  
section 8(3)...  
Dogs (Protection of Livestock) Act 1953 (c.28)  
...  
Historic Buildings and Ancient Monuments Act 1953 (c.49)  
Agriculture (Miscellaneous Provisions) Act 1954 (c.39)  
Protection of Animals (Anaesthetics) Act 1954 (c.46)  
Landlord and Tenant Act 1954 (c.56) except that in relation...  
Pests Act 1954 (c.68)  
Fisheries Act 1955 (c.7)  
Parish Councils Act 1957 (c.42)  
Agriculture Act 1957 (c.57) except section 32.  
The functions of “the Ministers” under section 6 are transferred...  
Disabled Persons (Employment) Act 1958 (c.33)  
Agricultural Marketing Act 1958 (c.47) in respect of functions vested...  
Article 2(c) of this Order shall not have effect in...  
The Treasury consultation requirement under section 28 shall continue in...  
Opencast Coal Act 1958 (c.69) except the functions of the...  
The function of “the appropriate Minister” under section 39(6) is...  
Town and Country Planning Act 1959 (c.53) in respect of...  
Weeds Act 1959 (c.54)  
Mental Health Act 1959 (c.72)  
Road Traffic Act 1960 (c.16) No functions under this Act...  
Caravan Sites and Control of Development Act 1960 (c.62) except...  
Public Bodies (Admission to Meetings) Act 1960 (c.67)  
Land Compensation Act 1961 (c.33)  
Public Health Act 1961 (c.64) except functions of a Minister...  
Local Government (Records) Act 1962 (c.56)  
Pipe-Lines Act 1962 (c.58) section 15.

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Towyn Trewan Common Act 1963 (c.4) except section 5.  
Local Authorities (Land) Act 1963 (c.29)  
Public Lavatories (Turnstiles) Act 1963 (c.32)  
Children and Young Persons Act 1963 (c.37)  
Local Government (Financial Provisions) Act 1963 (c.46)  
Plant Varieties and Seeds Act 1964 (c.14) in respect of...  
Licensing Act 1964 (c.26) sections 108 to 110, 115, 116,...  
Agriculture and Horticulture Act 1964 (c.28) except the function of...  
Harbours Act 1964 (c.40) sections 14, 15, 15A, 16, 30,...  
...  
Public Libraries and Museums Act 1964 (c.75)  
Science and Technology Act 1965 (c.4) No functions under this...  
Cereals Marketing Act 1965 (c.14) section 16, and Schedules 1...  
The Treasury approval requirements under sections 1(6), 21(2) and paragraph...  
Finance Act 1965 (c.25) section 92.  
Commons Registration Act 1965 (c.64)  
Mines (Working Facilities and Support) Act 1966 (c.4) section 7(8)....  
...  
Local Government Act 1966 (c.42) except the functions of "The...  
Education Act 1967 (c.3)  
Plant Health Act 1967 (c.8) The Treasury consent requirements under...  
Forestry Act 1967 (c.10) except— (a) section 33(5);  
The functions under paragraphs 6(2), 9(1) and 10(1) of Schedule...  
The function under paragraph 7(2) of Schedule 1 is transferred...  
The requirement for the approval of "the Treasury" under paragraphs...  
Agriculture Act 1967 (c.22) section 65. Except so far as...  
The requirement for consultation with the "Secretary of State for...  
It is directed that the notification functions of "the appropriate...  
Section 19(1) and (4) shall have effect so that in...  
Slaughter of Poultry Act 1967 (c.24) It is directed that...  
Civic Amenities Act 1967 (c.69)  
Sea Fisheries (Shellfish) Act 1967 (c.83)  
Sea Fish (Conservation) Act 1967 (c.84) except the functions of...  
It is directed that the functions under sections 4, 4A...  
Abortion Act 1967 (c.87)  
Leasehold Reform Act 1967 (c.88)  
Trade Descriptions Act 1968 (c.29) in respect of the function...  
Agriculture (Miscellaneous Provisions) Act 1968 (c.34) Part I and section...  
Countryside Act 1968 (c.41) except the Treasury function under section...  
Health Services and Public Health Act 1968 (c.46)  
Caravan Sites Act 1968 (c.52)  
Medicines Act 1968 (c.67) section 108. In subsection (1) of...  
Sea Fisheries Act 1968 (c.77) It is directed that the...  
Transport Act 1968 (c.78) section 56.  
It is directed that the functions of "the Minister" under...  
Local Government Grants (Social Need) Act 1969 (c.2) It is...  
Mines and Quarries (Tips) Act 1969 (c.10) except Part I...  
Development of Tourism Act 1969 (c.51)...  
...  
The Treasury approval requirements under section 6(1) and (2) shall...  
...  
The functions of the Comptroller and Auditor General in section...

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Section 17(4) (including that provision as applied by section 18(2))...  
Children and Young Persons Act 1969 (c.54) except sections 7,...  
Sea Fish Industry Act 1970 (c.11)  
Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970 (c.29)...  
Conservation of Seals Act 1970 (c.30) except section 1(2).  
Local Authorities (Goods and Services) Act 1970 (c.39)  
Agriculture Act 1970 (c.40) except section 53. The Treasury approval...  
Local Authority Social Services Act 1970 (c.42)  
Chronically Sick and Disabled Persons Act 1970 (c.44) except sections...  
Radiological Protection Act 1970 (c.46) in respect of the functions...  
It is directed that the function under paragraph 13(5) of...  
The Treasury approval requirements under section 3 shall continue in...  
Misuse of Drugs Act 1971 (c.38) section 1.  
Defective Premises Act 1972 (c.35)  
Agriculture (Miscellaneous Provisions) Act 1972 (c.62) in respect of the...  
...  
European Communities Act 1972 (c.68) in respect of the functions...  
Local Government Act 1972 (c.70) except sections 58 (so far...  
....  
In section 121(1) the reference to “the Minister concerned with...  
Section 128(1) shall have effect as if the reference to...  
Section 141(2) shall, in relation to any matter with which...  
....  
Section 240 shall have effect as if references to “the...  
Section 250 shall have effect as if references to “Minister”...  
In paragraph 8 of Schedule 8 for “Parliament” there shall...  
Land Compensation Act 1973 (c.26)  
National Health Service Reorganisation Act 1973 (c.32)  
Protection of Wrecks Act 1973 (c.33) except section 2.  
Employment and Training Act 1973 (c.50) except sections 2, 4,...  
The functions under sections 2, 5(3) and 11(1) shall be...  
Slaughterhouses Act 1974 (c.3) except in relation to the functions...  
Horticulture (Special Payments) Act 1974 (c.5)  
Local Government Act 1974 (c.7) except— (a) section 9 so...  
It is directed that the function of a Minister of...  
The requirement for the approval of “the Minister for the...  
Control of Pollution Act 1974 (c.40) except section 102(2).  
Reservoirs Act 1975 (c.23) except section 12A(4).  
Mobile Homes Act 1975 (c.49)  
Salmon and Freshwater Fisheries Act 1975 (c.51) except—  
Sex Discrimination Act 1975 (c.65) sections 25, 66(5), 67(6), 78...  
Welsh Development Agency Act 1975 (c.70) except ... the functions...  
...  
The Treasury approval requirements under paragraph 3(2) and (3) of...  
The functions of the Comptroller and Auditor General in paragraphs...  
Adoption Act 1976 (c.36) sections 3 to 5, 8, .....  
Agriculture (Miscellaneous Provisions) Act 1976 (c.55)  
Local Government (Miscellaneous Provisions) Act 1976 (c.57) except section 30(3)...  
Race Relations Act 1976 (c.74) sections 19(2), 19A(3), 57(5) and...  
It is directed that the certification function under section 69...  
The references in section 41 to a Minister of the...

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Development of Rural Wales Act 1976 (c.75) section 26.  
Rent (Agriculture) Act 1976 (c.80)  
Fishery Limits Act 1976 (c.86)  
Rentcharges Act 1977 (c.30)  
Rent Act 1977 (c.42)  
Protection from Eviction Act 1977 (c.43)  
...  
Refuse Disposal (Amenity) Act 1978 (c.3)  
Inner Urban Areas Act 1978 (c.50) except section 2(5).  
Agricultural Statistics Act 1979 (c.13)  
Forestry Act 1979 (c.21)  
Ancient Monuments and Archaeological Areas Act 1979 (c.46) except the...  
Bees Act 1980 (c.12) except the functions of any Minister...  
National Heritage Act 1980 (c.17) sections 9 (except the function...  
Any sums received by the Assembly under section 3 shall...  
In section 9(2), the reference to the Secretary of State,...  
Education Act 1980 (c.20)  
Import of Live Fish (England and Wales) Act 1980 (c.27)...  
Industry Act 1980 (c.33) section 2.  
Housing Act 1980 (c.51)  
Health Services Act 1980 (c.53)  
Local Government, Planning and Land Act 1980 (c.65) except—  
The Treasury approval requirements under paragraphs 4(1)(b) and (2)(b),  
6...  
The requirement for consultation with the Treasury under paragraph 7(1)...  
The functions of the Comptroller and Auditor General in paragraph...  
Highways Act 1980 (c.66) except— (a) the Treasury function under...  
Animal Health Act 1981 (c.22) in respect of—  
Fisheries Act 1981 (c.29) in respect of—  
The Treasury approval requirements under Part II shall continue in...  
Zoo Licensing Act 1981 (c.37)  
New Towns Act 1981 (c.64) except the Treasury functions under...  
The Treasury approval requirements under sections 59, 66 and 67...  
The functions of the Comptroller and Auditor General in section...  
Orders confirmed by the Assembly shall be subject to special...  
Compulsory Purchase (Vesting Declarations) Act 1981 (c.66)  
Acquisition of Land Act 1981 (c.67) except sections 8(4) and...  
The regulation-making function provided for in section 7(2) is only...  
The functions of the Secretary of State as “the appropriate...  
Orders made or confirmed by the Assembly shall be subject...  
Wildlife and Countryside Act 1981 (c.69) It is directed that...  
Agricultural Training Board Act 1982 (c.9) except section 7A(2) and...  
Section 8(4) shall have effect so that in addition to...  
Local Government (Miscellaneous Provisions) Act 1982 (c.30)  
Industrial Development Act 1982 (c.52) No functions under this Act...  
The functions under sections 5, 7, 8 (except subsections (5))...  
Section 15 shall have effect so that reports prepared by...  
Agricultural Marketing Act 1983 (c.3) The functions exercisable by the...  
It is directed that the functions under sections 6(3)(a), 7(2)...  
Pig Industry Levy Act 1983 (c.4) in respect of the...  
Conwy Tunnel (Supplementary Powers) Act 1983 (c.7)  
British Fishing Boats Act 1983 (c.8) so far as exercisable...  
Mental Health Act 1983 (c. 20) except sections 41,42,45A (10)...

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53, 71, 73 to 75, 80A, 81A, 82A, 83A, 84,...

Functions under sections 80, 81 and 83 are transferred except...

In section 19(3) and in paragraph (a) in the definition...

Section 23 (4) and (5) shall not apply to the...

Section 24(3) shall have effect as if it applied to...

Sections 54(1) and 117(2A)(a) shall have effect as if references...

Section 139(4) shall have effect as if after the words...

Section 142(1) shall have effect as if the reference to...

The Treasury approval requirements under sections 119(1), 120(6) and 121(6)...

...

Mobile Homes Act 1983 (c.34)

Litter Act 1983 (c.35)

Education (Fees and Awards) Act 1983 (c.40) except section 1...

Health and Social Services and Social Security Adjudications Act 1983...

It is directed that the functions of the Secretary of...

Public Health (Control of Disease) Act 1984 (c.22) except section...

Registered Homes Act 1984 (c.24) except sections 43 to 45....

Road Traffic Regulation Act 1984 (c.27) except—

It is directed that the function under section 128 shall...

Food Act 1984 (c.30) except— (a) the functions of “the...

It is directed that the functions of “the appropriate Minister”...

Section 68(5) shall have effect so that in addition to...

Cycle Tracks Act 1984 (c.38) section 3.

Animal Health and Welfare Act 1984 (c.40)

...

Building Act 1984 (c. 55) except— (a) sections 1,2,3(1), 5(1),...

The Treasury approval requirement under section 87(3) shall continue in...

Milk (Cessation of Production) Act 1985 (c.4)

New Towns and Urban Development Corporations Act 1985 (c.5)

Hospital Complaints Procedure Act 1985 (c.42) sections 1 and 1A....

Further Education Act 1985 (c.47)

Food and Environment Protection Act 1985 (c.48) except—

It is directed that the functions under sections 1(1), 3(1)...

The Treasury consent requirements under sections 8(9), 16(2) and 18(4)...

Transport Act 1985 (c.67) section 19(7), and Parts IV and...

Housing Act 1985 (c.68) except section 5(1)(b).

The Treasury consent requirement under paragraph 4(4) of Schedule 6A...

Housing Associations Act 1985 (c.69) except the Treasury function under...

The Treasury consent requirement under section 76(2) and the Treasury...

Landlord and Tenant Act 1985 (c.70)

Agricultural Holdings Act 1986 (c.5) except paragraph 4(1)(a) of Schedule...

Local Government Act 1986 (c.10)

Horticultural Produce Act 1986 (c.20)

Health Service Joint Consultative Committees (Access to Information) Act 1986...

Disabled Persons (Services, Consultation and Representation) Act 1986 (c.33) sections...

Education Act 1986 (c.40)

Agriculture Act 1986 (c.49) except the functions of the Minister...

Education (No. 2) Act 1986 (c.61)

Salmon Act 1986 (c.62)

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Local Government Finance Act 1987 (c.6)  
Reverter of Sites Act 1987 (c.15)  
Landlord and Tenant Act 1987 (c.31)  
Aids (Control) Act 1987 (c.33)  
Access to Personal Files Act 1987 (c.37)  
Income and Corporation Taxes Act 1988 (c.1) sections 79, 84,...  
Local Government Act 1988 (c.9)  
Farm Land and Rural Development Act 1988 (c.16)  
Employment Act 1988 (c.19) except sections 26 and 29(3).  
Environment and Safety Information Act 1988 (c.30) in respect of—...  
Education Reform Act 1988 (c. 40) except sections 197, 199,...  
Local Government Finance Act 1988 (c.41) except the function of...  
It is directed that the functions of the Secretary of...  
The functions of the Comptroller and Auditor General in paragraph...  
Notwithstanding section 45(3) of the Government of Wales Act 1998,...  
Health and Medicines Act 1988 (c.49) sections 7, 8, 17(1)(d)...  
Housing Act 1988 (c.50) except the Treasury function under paragraph...  
The Treasury approval requirements under paragraphs 2, 4, 6 and...  
Road Traffic Act 1988 (c.52) in respect of—  
It is directed that the functions under sections 39(1) and...  
Road Traffic Offenders Act 1988 (c.53) sections 34A, 34B (except...  
Official Secrets Act 1989 (c.6) in respect of the power...  
It is directed that where the power to prescribe persons...  
Control of Pollution (Amendment) Act 1989 (c.14)  
Employment Act 1989 (c.38) sections 2, 5, 6, 8 and...  
Children Act 1989 (c.41)  
Local Government and Housing Act 1989 (c.42) except sections 43(2),...  
The Treasury consent requirements under sections 43(2), (5) and (6)...  
It is directed that the function of a Minister of...  
In relation to the function of determining a formula for...  
Town and Country Planning Act 1990 (c. 8) except—  
The requirement to consult the Lord Chancellor under section 20(5)...  
The functions of the Secretary of State as “the appropriate...  
It is directed that the functions under sections 304 and...  
The Treasury approval requirement under section 297(3) shall continue in...  
The functions under sections 238, 239 and 241 shall apply...  
Paragraph 8(2)(b) of Schedule 6 shall have effect as if...  
Planning (Listed Buildings and Conservation Areas) Act 1990 (c.9)  
except...  
It is directed that the function under paragraph 6(6) of...  
Paragraph 7(2)(b) of Schedule 3 shall have effect as if...  
Planning (Hazardous Substances) Act 1990 (c.10) except sections 12(2)  
and...  
In respect of section 36B the function of the “appropriate...  
It is directed that the functions under sections 31(2), 38(1)...  
The function under section 38(1) shall be exercisable by the...  
Paragraph 7(2)(b) of the Schedule shall have effect as it...  
Food Safety Act 1990 (c.16) except section 54(4).  
It is directed that the function under section 47 of...  
...  
The Treasury approval requirement under paragraph 9(2) of Schedule 2...  
The requirement under paragraph 6 of Schedule 3 for the...  
The references above to paragraph 1 of Schedule 3 are...



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Access to Health Records Act 1990 (c.23)  
Social Security Act 1990 (c.27) No functions under this Act...  
Environmental Protection Act 1990 (c.43) except— (a) the functions under...  
It is directed that the functions of the Secretary of...  
The functions of the Secretary of State under Part VII...  
It is directed that the functions of the Secretary of...  
Sections 132(1)(c) and 133(2)(b) shall have effect so that reference...  
The Treasury approval requirements under sections 8(2), 113 and paragraph...  
The functions of the Comptroller and Auditor General in paragraph...  
Caldey Island Act 1990 (c.44) No functions under this Act...  
Caravans (Standard Community Charge and Rating) Act 1991 (c.2)  
New Roads and Street Works Act 1991 (c.22) except section...  
Agriculture and Forestry (Financial Provisions) Act 1991 (c.33) sections 2...  
The Treasury approval requirement under section 2(1) shall continue in...  
Planning and Compensation Act 1991 (c.34)  
Smoke Detectors Act 1991 (c.37)  
Road Traffic Act 1991 (c.40) sections 31(6), 43 and Schedule...  
Deer Act 1991 (c.54) sections 2 and 7 except that...  
Water Industry Act 1991 (c. 56) except sections 1, 2A,...  
Functions under sections ... 5, 6 to 13, ... 24...  
...  
Functions under sections 2, 18 to 22, 68 to 70,...  
Functions under section 67 are transferred to the Assembly as...  
Functions under sections 3, 86 86 (except subsection (1A)) ,...  
In respect of the functions under sections 37A to 37D,...  
In respect of the functions under sections 155, 167, 169(4)...  
The functions under section 208 of giving directions for the...  
It is directed that functions under sections 19(4), 20(9), 27(4),...  
It is directed that the functions under section 152(1) shall...  
Article 2(c) of this Order shall not have effect in...  
Water Resources Act 1991 (c.57) except— (a) section 82 so...  
In respect of the functions of a Minister of the...  
Functions under section 92 are transferred to the Assembly only...  
The functions under section 207 of giving directions for the...  
It is directed that the functions under sections 191A and...  
Paragraph 6 of Schedule 3 to the Government of Wales...  
sections 21, 22 and Schedule 5,  
section 27A and (so far as it relates to section...  
section 33 and Schedule 6,  
section 33A,  
sections 41 and 42,  
section 43 except in relation to the power to prescribe...  
section 44,  
section 51(1C) to 51(1F),  
section 52 except in relation to the power to prescribe...  
sections 53(4) and 54,  
section 55 except the power to prescribe matters as referred...  
section 56,  
section 71 so far as it applies to section 33,...  
section 73 and Schedule 8,

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section 74,  
section 75 except subsection (5)(c),  
sections 76, 78 and 83,  
section 88 and Schedule 10,  
section 90B,  
section 91 except subsection (2K),  
section 93 and Schedule 11,  
sections 154, 157, 158(2), 168, 171(4) and (5), and Schedule...  
section 161A(12),  
section 161C (except the power to make regulations , but...  
The Treasury consent requirement under paragraph 7 of Schedule 12...  
Statutory Water Companies Act 1991 (c.58)  
Land Drainage Act 1991 (c.59) except section 31, and except...  
The Secretary of State consent requirements under section 35(3) shall...  
In the case of any order proposed to be made...  
Water Consolidation (Consequential Provisions) Act 1991 (c.60)  
Dangerous Dogs Act 1991 (c.65) except section 1.  
Further and Higher Education Act 1992 (c.13) except sections 1(7),...  
The Treasury approval requirement under paragraph 5(4) of Schedule 1...  
The Treasury approval requirements under paragraph 16(2) of Schedule 1...  
The functions of the Comptroller and Auditor General in paragraph...  
Local Government Finance Act 1992 (c.14) except section 13(9),  
paragraph...  
The power to make regulations under section 1(3) is transferred...  
It is directed that the functions under paragraphs 14 and...  
The functions of the Secretary of State under Chapter V...  
Local Government Act 1992 (c.19)  
Tourism (Overseas Promotion) (Wales) Act 1992 (c.26) subject to the...  
Sea Fisheries (Wildlife Conservation) Act 1992 (c.36)  
Transport and Works Act 1992 (c.42) except—  
It is directed that the functions of “the Secretary of...  
Orders made by the Assembly shall be subject to special...  
Section 23(10) shall have effect as if the references to...  
Museums and Galleries Act 1992 (c.44) sections 6(6) and 9...  
The Treasury consent requirement under section 9(5) shall continue in...  
The functions of the Comptroller and Auditor General in section...  
Protection of Badgers Act 1992 (c.51)  
Clean Air Act 1993 (c.11) except sections 30 to 32,...  
It is directed that the function under section 46(1) shall...  
Radioactive Substances Act 1993 (c.12) except sections 1(5), 8(6), 11(1),...  
It is directed that the functions of the Secretary of...  
Leasehold Reform, Housing and Urban Development Act 1993 (c.28)  
Agriculture Act 1993 (c.37) except the functions of the Minister...  
Welsh Language Act 1993 (c.38) except any function of the...  
It is directed that the functions under sections 25 and...  
The Treasury approval requirement under paragraph 12(2) of Schedule 1...  
The functions of the Comptroller and Auditor General in paragraph...  
Paragraph 6(3) of Schedule 1 shall have effect only to...  
National Lottery etc. Act 1993 (c.39) in respect of—  
It is directed that the functions under the following provisions...  
The requirements in the following provisions for documents to be...  
The requirement under section 25C(3)(a) that a strategic plan of...  
Section 60(6) of the 1993 Act shall have effect as...

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Noise and Statutory Nuisance Act 1993 (c.40)  
Cardiff Bay Barrage Act 1993 (c.42) except paragraphs 2(2), 7,...  
Railways Act 1993 (c.43) sections 139 and 140.  
Local Government (Wales) Act 1994 (c.19) sections 17, 25, 38,...  
Coal Industry Act 1994 (c.21) sections 53 and 54.  
Education Act 1994 (c.30) except— (a) sections 2, 3(2), 17...  
Criminal Justice and Public Order Act 1994 (c.33) section 80....  
Home Energy Conservation Act 1995 (c.10)  
Carers (Recognition and Services) Act 1995 (c.12)  
Activity Centres (Young Persons' Safety) Act 1995 (c.15)  
Health Authorities Act 1995 (c.17)  
Environment Act 1995 (c.25) except— (a) section 1(2)(a) and (3);...  
Functions under the following provisions are transferred not in relation...  
...  
It is directed that the functions under sections ... 113...  
...  
Gas Act 1995 (c.45) paragraph 12 of Schedule 5.  
Town and Country Planning (Costs of Inquiries etc.) Act 1995...  
National Health Service (Residual Liabilities) Act 1996 (c.15)  
Dogs (Fouling of Land) Act 1996 (c.20)  
Community Care (Direct Payments) Act 1996 (c.30)  
Noise Act 1996 (c.37)  
Party Wall etc. Act 1996 (c.40)  
Asylum and Immigration Act 1996 (c.49) section 9.  
Nursery Education and Grant-maintained Schools Act 1996 (c.50)  
Housing Act 1996 (c.52) except Part IV and sections 186,...  
It is directed that the functions under section 185 shall...  
Housing Grants, Construction and Regeneration Act 1996 (c.53)  
Education Act 1996 (c.56) except— (a) sections 333(5) and (6),...  
School Inspections Act 1996 (c.57) except section 4(4) and paragraphs...  
Section 5(6) shall have effect as if the reference to...  
In paragraphs 1 and 2(3) of Schedule 1, the references...  
The Treasury approval requirement under paragraph 4(3) of Schedule 5...  
Nurses, Midwives and Health Visitors Act 1997 (c. 24) sections...  
The functions under section 18 are transferred (so far as...  
The Treasury consent requirement under section 5(5), so far as...  
The functions of the Comptroller and Auditor General in section...  
Education Act 1997 (c.44) except sections 21, 26, Schedule 4...  
The functions of the Secretary of State under section 36...  
The Treasury approval requirement under paragraph 17(2) of Schedule 5...  
The functions of the Comptroller and Auditor General in paragraph...  
National Health Service (Primary Care) Act 1997 (c.46)  
Road Traffic Reduction Act 1997 (c.54)  
National Health Service (Private Finance) Act 1997 (c.56)  
Education (Schools) Act 1997 (c.59)  
Local Government (Contracts) Act 1997 (c.65)  
Plant Varieties Act 1997 (c.66) except the functions of “the...  
Audit Commission Act 1998 (c.18) except sections 1, 4, 38,...  
It is directed that the functions of the Secretary of...  
Section 32(1) and (2) shall, in relation to a police...  
The function of the Comptroller and Auditor General under section...  
Section 34(2) to (6) shall, in relation to reports prepared...  
Section 49(1)(c) shall have effect as if the reference to...

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Paragraphs 11(4) and 14(2) of Schedule 1, so far as...  
Road Traffic Reduction (National Targets) Act 1998 (c.24)  
...  
Teaching and Higher Education Act 1998 (c.30) in respect of...  
School Standards and Framework Act 1998 (c.31) except sections 81,...  
Government of Wales Act 1998 (c.38) sections 3(4), 36(5) and...  
National Minimum Wage Act 1998 (c.39) in respect of—  
In the Health Act 1999— (a) . . . . .  
— Local and Private Acts  
National Trust Act 1937 (c.lvii) sections 7 and 12.  
Towyn Trewan Common Act 1950 (c.xli) except sections 4(2) and...  
Pembrokeshire County Council Act 1965 (c.xxxvi) except sections 28, 32...  
National Trust Act 1971 (c.vi) except section 22.  
Anglesey Marine Terminal Act 1972 (c.li) except sections 19, 20(6),...  
It is directed that the power under section 64(1) for...  
Glamorgan County Council Act 1973 (c.i) It is directed that...  
Coity Wallia Commons Act 1976( c.xxix)  
Clwyd County Council Act 1985 (c.xliv)  
Mid Glamorgan County Council Act 1987 (c.vii) It is directed...  
West Glamorgan Act 1987 (c.viii) It is directed that the...  
Dyfed Act 1987 (c.xxiv) except sections 48 and 52.  
It is directed that the power under section 68 for...  
— Statutory Instruments  
The Intervention Functions (Delegation) Regulations 1972 (S.I. 1972/  
1679)  
The Tourism (Sleeping Accommodation Price Display) Order 1977 (S.I.  
1977/1877)...  
The Agricultural Land Tribunals (Rules) Order 1978 (S.I. 1978/259) Rule...  
The Agriculture and Horticulture Development Regulations 1980 (S.I.  
1980/ 1298)...  
The Farm and Horticulture Development Regulations 1981 (S.I. 1981/  
1707)...  
The Building (Approved Inspectors etc.) Regulations 1985 (S.I. 1985/  
1066)...  
The Agriculture Improvement Regulations 1985 (S.I. 1985/1266)  
The Horticultural Development Council Order 1986 (S.I. 1986/ 1110) in...  
The Ionising Radiation (Protection of Persons Undergoing Medical  
Examination or...  
The Town and Country Planning (Assessment of Environmental Effects)  
Regulations...  
The Land Drainage Improvement Works (Assessment of Environmental  
Effects) Regulations...  
The Farm and Conservation Grant Regulations 1989 (S.I. 1989/ 219)...  
The Air Quality Standards Regulations 1989 (S.I. 1989/317)  
The Clinical Standards Advisory Group Regulations 1991 (S.I. 1991/578)  
in...  
The Farm and Conservation Grant Regulations 1991 (S.I. 1991/ 1630)...  
The Sheep Annual Premium Regulations 1992 (S.I. 1992/2677)  
The Environmental Information Regulations 1992 (S.I. 1992/3240)  
The Integrated Administration and Control System Regulations 1993 (S.I.  
1993/1317)...  
The Suckler Cow Premium Regulations 1993 (S.I. 1993/1441)  
The Ozone Monitoring and Information Regulations 1994 (S.I. 1994/440)

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The Waste Management Licensing Regulations 1994 (S.I. 1994/ 1056)  
The Traffic Signs Regulations and General Directions 1994 (S.I. 1994/...  
The Organic Farming (Aid) Regulations 1994 (S.I. 1994/1721)  
The Countryside Access Regulations 1994 (S.I. 1994/2349)  
The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/  
2716)...  
The Hill Livestock (Compensatory Allowances) Regulations 1994 (S.I.  
1994/ 2740)...  
The Habitat (Broadleaved Woodland) (Wales) Regulations 1994 (S.I. 1994/  
3099)...  
The Habitat (Water Fringe) (Wales) Regulations 1994 (S.I. 1994/ 3100)...  
The Habitat (Coastal Belt) (Wales) Regulations 1994 (S.I. 1994/ 3101)...  
The Habitat (Species-Rich Grassland) (Wales) Regulations 1994 (S.I. 1994/  
3102)...  
The Bovine Animals (Records, Identification and Movement) Order 1995  
(S.I....  
The Milk Development Council Order 1995 (S.I. 1995/356) in respect...  
The Agricultural Processing and Marketing Grant Regulations 1995 (S.I.  
1995/362)...  
The Town and Country Planning (Environmental Assessment and Permitted  
Development)...  
The Welfare of Animals (Slaughter or Killing) Regulations 1995 (S.I....  
The Moorland (Livestock Extensification) (Wales) Regulations 1995 (S.I.  
1995/1159)  
The Eggs (Marketing Standards) Regulations 1995 (S.I. 1995/ 1544)  
The Town and Country Planning (Environmental Assessment and  
Unauthorised Development)...  
The Rural Development Grants (Agriculture) (Wales) Regulations 1996  
(S.I. 1996/529)...  
The Common Agricultural Policy (Wine) Regulations 1996 (S.I. 1996/  
696)...  
The Protection of Water Against Agricultural Nitrate Pollution (England  
and...  
The Special Waste Regulations 1996 (S.I. 1996/972)  
The Welfare Food Regulations 1996 (S.I. 1996/1434) except  
regulations 6,...  
The Hill Livestock (Compensatory Allowances) Regulations 1996 (S.I.  
1996/ 1500)...  
The Arable Area Payments Regulations 1996 (S.I. 1996/3142)  
The Potato Industry Development Council Order 1997 (S.I. 1997/266) in...  
The Dairy Produce Quotas Regulations 1997 (S.I. 1997/733) in respect...  
The Sheep Annual Premium and Suckler Cow Premium Quotas  
Regulations...  
The Cattle Identification Regulations 1998 (S.I. 1998/871) except the  
functions...  
The Action Programme for Nitrate Vulnerable Zones (England and  
Wales)...  
The Town and Country Planning (Environmental Impact Assessment)  
(England and...

SCHEDULE 2 — Enactments Subject to Constraint on Ministerial Exercise  
— Copyright Act 1911 c.46 ... .. Sex Discrimination Act 1975...

**Changes to legislation:** The National Assembly for Wales (Transfer of Functions) Order 1999 is up to date with all changes known to be in force on or before 17 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

*Copyright Act 1911 c.46*

...

...

*Sex Discrimination Act 1975 c.65*

The function of the Secretary of State under section 53(1)...

*Race Relations Act 1976 c.74*

The function of the Secretary of State under section 43(1)...

*Local Government, Planning and Land Act 1980 c.65*

The function of the Secretary of State under paragraph 8(1)...

*Industrial Development Act 1982 c.52*

The functions of the Secretary of State under section 8(5)...

The functions of the Secretary of State under section 15,...

*Mental Health Act 1983 c.20*

The function of the Lord Chancellor under paragraph 1(b) and...

*Registered Homes Act 1984 c.23*

The functions of the Secretary of State under sections 43...

The functions of the Secretary of State under section 44...

*Road Traffic Regulation Act 1984 c.27*

The functions of "the Ministers" under section 81(2) shall be...

*Food and Environment Protection Act 1985 c.48*

To the extent that functions exercisable under sections 8 and...

*Environmental Protection Act 1990 c.43*

The function of the Secretary of State under paragraph 7(3)...

*Water Industry Act 1991 c 56*

The functions of the Secretary of State under sections 37A...

*Water Resources Act 1991 c.57*

The function of the Secretary of State under section 82...

*Further and Higher Education Act 1992 c.13*

The function of the Secretary of State under sections 1(7),...

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*Local Government Finance Act 1992 c.14*

The function of the Secretary of State under section 1(3)...

*Transport and Works Act 1992 c.42*

The order, rule and regulation-making functions of the Secretary of...

*National Lottery etc. Act 1993 c.39*

The functions specified in paragraphs (a), (b) and (d) of...

The functions under the following provisions shall be exercisable by...

*Education Act 1994 c.30*

The function of the Secretary of State under section 3(2)...

...

*Education Act 1996 c.56*

The functions of the Secretary of State under sections 333(5)...

The regulation-making functions of the Secretary of State under sections...

The functions of the Secretary of State under sections 492(5),...

*Nurses, Midwives and Health Visitors Act 1997 c.24*

The function of the Secretary of State under section 19(5),...

*Petroleum Act 1998 c.17*

The functions of the Secretary of State under sections 32(1)...

*Audit Commission Act 1998 c.18*

The functions of the Secretary of State under section 1(2)...

The functions of the Secretary of State under section 1(3)...

*Health Act 1999 (c.8)*

...

...

SCHEDULE 3 — The Sea Adjacent to Wales

The Severn Estuary Point No. Latitude Longitude 1 51 34...

All positions Ordnance Survey of Great Britain 1936 datum.

Explanatory Note

**Changes to legislation:**

The National Assembly for Wales (Transfer of Functions) Order 1999 is up to date with all changes known to be in force on or before 17 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Sch. 1 words omitted by [2023 asc 3 Sch. 13 para. 177\(a\)](#)
- Sch. 1 words omitted by [2023 asc 3 Sch. 13 para. 177\(b\)](#)
- Sch. 1 words omitted by [2023 asc 3 Sch. 13 para. 177\(c\)](#)
- Sch. 1 words omitted by [2023 asc 3 Sch. 13 para. 177\(d\)](#)