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STATUTORY INSTRUMENTS

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**2006 No. 1461**

**EUROPEAN COMMUNITIES**

**The European Communities (Designation) (No. 2) Order 2006**

<i>Made</i>	- - - -	<i>7th June 2006</i>
<i>Laid before Parliament</i>		<i>8th June 2006</i>
<i>Coming into force</i>	- -	<i>29th June 2006</i>

At the Court at Buckingham Palace, the 7th day of June 2006

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred by section 2(2) of the European Communities Act 1972<sup>(1)</sup>, is pleased by and with the advice of Her Privy Council, to order as follows:

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the European Communities (Designation) (No. 2) Order 2006 and comes into force on 29th June 2006.

(2) In this Order—

“the Act” means the European Communities Act 1972;

“Minister or government department” means a Minister of the Crown or government department but does not include a Northern Ireland Minister or Northern Ireland department;

“regulations” means regulations made pursuant to section 2(2) of the Act.

**Designation of Minister or department**

2.—(1) For the purposes of section 2(2) of the Act, the Minister or government department specified in column (1) of Schedule 1 is designated in relation to the matters specified in column (2) of that Schedule.

(2) Where—

(a) a Minister or government department is designated by this Order in relation to a matter, and

(b) any other Minister or government department is designated in relation to that matter by this or any other Order for the purposes of section 2(2) of the Act,

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(1) 1972 c. 68.

any of them may make regulations and if regulations are made by more than one, they may do so jointly.

### **Designation of Northern Ireland Departments**

**3.—**(1) For the purposes of section 2(2) of the Act, any Northern Ireland department is designated in relation to the matters specified in Schedule 2.

(2) Where—

- (a) any Northern Ireland department is designated by this Order in relation to a matter, and
- (b) any Minister or government department is designated in relation to that matter by this or any other Order for the purposes of section 2(2) of the Act,

any of them may make regulations and if regulations are made by more than one, they may do so jointly.

(3) Regulations made by a Northern Ireland department in pursuance of this Order, that are not made jointly with a Minister or government department, form part of the law of Northern Ireland and not of any other part of the United Kingdom.

*A.K. Galloway*  
Clerk of the Privy Council

SCHEDULE 1

Article 2(1)

DESIGNATION OF MINISTERS OR DEPARTMENTS

<i>(1)</i>	<i>(2)</i>
<i>Minister or Department designated</i>	<i>Matters in relation to which Minister or Department is designated</i>
The Secretary of State	Measures relating to the interoperability of electronic road user charging and road tolling systems
The Secretary of State	Rights in respect of State pensions and benefits of members of the pension scheme provided for officials and servants of the Communities
The Treasury	
The Secretary of State	Measures relating to disclosure requirements in respect of companies, registration and publication of documents and particulars disclosed and languages in which disclosures are authorised or required to be made
The Secretary of State	Matters relating to trade in certain goods, including technical assistance, which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment

SCHEDULE 2

Article 3(1)

MATTERS IN RELATION TO WHICH ANY NORTHERN IRELAND DEPARTMENT IS DESIGNATED

Rights in respect of State pensions and benefits of members of the pension scheme provided for officials and servants of the Communities.

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order designates authorities to exercise the power to make regulations conferred by section 2(2) of the European Communities Act 1972. The Order specifies matters for which that power may be exercised.