
STATUTORY INSTRUMENTS

2006 No. 2951

**The Transfer of Functions (Third Sector,
Communities and Equality) Order 2006**

Functions passing from Home Secretary to Secretary of State for Communities and Local Government: supplemental

5.—(1) In this article “the community and equality functions” means the functions which were entrusted to the Secretary of State for the Home Department immediately before 5th May 2006 and have been entrusted to the Secretary of State for Communities and Local Government before the making of this Order.

(2) All property, rights and liabilities to which the Secretary of State for the Home Department is entitled or subject at the coming into force of this Order in connection with the community and equality functions are transferred to the Secretary of State for Communities and Local Government.

(3) Anything done by or in relation to the Secretary of State for the Home Department in connection with—

- (a) the community and equality functions, or
- (b) anything transferred by paragraph (2)

has effect, so far as necessary for continuing its effect after the coming into force of this Order, as if done by or in relation to the Secretary of State for Communities and Local Government.

(4) Anything (including legal proceedings) which is in the process of being done by or in relation to the Secretary of State for the Home Department at the coming into force of this Order may, if it relates to the community and equality functions or anything transferred by paragraph (2), be continued by or in relation to the Secretary of State for Communities and Local Government.

(5) So far as is necessary for the purposes of or in consequence of paragraph (2) or of the entrusting to the Secretary of State for Communities and Local Government of the community and equality functions, an enactment or instrument passed or made before this Order comes into force has effect as if—

- (a) a reference to the Secretary of State for the Home Department were a reference to the Secretary of State for Communities and Local Government,
- (b) a reference to the Home Department (or the Home Office) were a reference to the Department for Communities and Local Government, and
- (c) a reference to an officer of the Home Department (or the Home Office) were a reference to an officer of the Department for Communities and Local Government.