

7. The provisions of section thirteen of the Act shall, as from the appointed day, extend and be applicable to any person designated by the transferee and employed immediately before the appointed day by a transferor partly for the purposes of the functions transferred by this Order and partly for other purposes :

Provided that this Article shall, if the transferee so determines and the Ministry approves, apply the provisions of the said section thirteen to the whole of the employment of that person for the purposes of any of the functions of the transferor transferable to the transferee under the Act.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this Thirteenth day of February, One thousand nine hundred and forty-eight, in the presence of

(L.S.)

*L. G. P. Freer,*  
Secretary.

#### SCHEDULE

- The Poor Relief (Ireland) Act, 1838, sections 41, 50, 56 and 57.
- The Poor Relief (Ireland) Act, 1843, section 14.
- The Poor Relief (Ireland) Act, 1847, sections 1, 3 and 7.
- The Poor Law (Ireland) Act, 1848, section 1.
- The Eviction (Ireland) Act, 1848.
- The Poor Relief (Ireland) Act, 1862, section 8.
- The Poor Afflicted Persons Relief (Ireland) Act, 1878, sections 3 and 5.
- The Poor Law Act, 1889, section 1.
- The Poor Law (Ireland) Act, 1892, section 2.
- The Merchant Shipping Act, 1894, section 183.
- The Pauper Children (Ireland) Act, 1898, sections 2 and 3.
- The Poor Law Act, 1899, section 3.
- The Poor Removal Act, 1900, section 1.
- The Children Act, 1908, sub-section (11) of section 74 and section 126.
- The Illegitimate Children (Affiliation Orders) Act (Northern Ireland), 1924, sub-section (2) of section two.
- The Criminal Justice Act (Northern Ireland), 1933, section 4.
- The Local Government Act (Northern Ireland), 1934, section 37.
- The Unemployment Act (Northern Ireland), 1934, article 2 of the sixth schedule.
- The Poor Relief (Amendment) Act (Northern Ireland), 1937, section 2.

### Boards of Guardians to Health Authorities

#### Dispensary Midwifery Service

ORDER, DATED 30TH JUNE, 1948, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION TWO OF THE PUBLIC HEALTH AND LOCAL GOVERNMENT (ADMINISTRATIVE PROVISIONS) ACT (NORTHERN IRELAND), 1946.

1948. No. 173

The Ministry of Health and Local Government for Northern Ireland, in exercise of the powers conferred upon it by section two of

the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland), 1946 (in this Order referred to as "the Act"), hereby orders as follows :—

1.—(1) This Order may be cited as the Public Health and Local Government (Transfer of Functions) (No. 7) Order (Northern Ireland), 1948.

(2) In this Order, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them, that is to say—

“appointed day” means the fifth day of July, 1948 ;

“transferor” means the board of guardians of a poor law union ;

“transferee” means the health authority for the area in which the area or part of the area of the transferor is situate as the case may require.

(3) The Interpretation Act, 1921 applies for the purpose of the interpretation of this Order in like manner as it applies for the interpretation of an Act of the Parliament of Northern Ireland.

2. The functions exercisable immediately before the appointed day by a transferor under the Poor Relief Acts (Northern Ireland), 1838 to 1937 relative to the provision of a dispensary midwifery service shall, as from the appointed day, be transferred to the transferee.

3. The following provisions of this Article shall apply in relation to the functions transferred by this Order :—

(1) In the construction and for the purposes of any judgment, decree, award, deed, contract, byelaw, certificate or other document passed or made before the appointed day, any reference which may be construed as a reference to a transferor shall, so far only as may be necessary for the purpose or in consequence of the transfer, be construed as a reference to the transferee.

(2) The transfer shall not affect any order, regulation, rule, appointment, direction, instruction, approval, requirement or authorisation made or given or other thing done by a transferor before the appointed day but any such matter shall, if in force immediately before that day, continue in force to the like extent and subject to the like provisions as if it had been duly made, given or done by the transferee.

(3) Anything commenced before the appointed day by or on behalf of a transferor may, so far as it relates to any functions transferred, be carried on and completed by or on behalf of the transferee.

(4) Where at the appointed day any legal proceeding is pending to which a transferor is a party and the proceeding has reference to any functions transferred, the name of the transferee shall be substituted in the proceeding for the name of the transferor and the proceeding shall not abate by reason of the substitution.

4.—(1) Any adjustment relating to the property, assets, rights or liabilities of a transferor consequent upon the transfer of functions by this Order shall be the subject of agreements to be entered into by the transferor and the transferee, with the approval of the Ministry.

(2) In default of agreement as aforesaid in relation to any adjustment which either a transferor or a transferee deems necessary in consequence of the transfer of functions by this Order the matter in dispute shall be determined by the Ministry.

5. The provisions of section thirteen of the Act shall, as from the appointed day, extend and be applicable to any person designated by the transferee and employed immediately before the appointed day by a transferor partly for the purposes of the functions transferred by this Order and partly for other purposes :

Provided that this Article shall, if the transferee so determines and the Ministry approves, apply the provisions of the said section thirteen to the whole of the employment of that person for the purposes of any of the functions of the transferor transferable to the transferee under the Act.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this thirtieth day of June, one thousand nine hundred and forty-eight, in the presence of :—

(L.S.)

*Thos. Elwood,*

Assistant Secretary.

### **Registration of Births, Deaths and Marriages**

ORDER, DATED 29TH JUNE, 1948, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION TWO OF THE PUBLIC HEALTH AND LOCAL GOVERNMENT (ADMINISTRATIVE PROVISIONS) ACT (NORTHERN IRELAND), 1946.

1948. No. 167

The Ministry of Health and Local Government for Northern Ireland in exercise of the powers conferred upon it by section two of the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland), 1946 (in this Order referred to as "the Act"), hereby orders as follows :—

1.—(1) This Order may be cited as the Public Health and Local Government ("Transfer of Functions") (No. 4) Order (Northern Ireland), 1948.

(2) In this Order, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them, that is to say —