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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2006 No.**

**The Transfer of Functions to the Shetland  
Transport Partnership Order 2006**

**Citation and commencement**

1. This Order may be cited as the Transfer of Functions to the Shetland Transport Partnership Order 2006 and shall come into force on the day after the day on which it is made.

**Interpretation**

2. In this Order—

“Shetland Islands Council” means the council of that name constituted under section 2 of the Local Government etc. (Scotland) Act 1994<sup>(1)</sup>; and

“the Shetland Transport Partnership” means the Transport Partnership established with that name by the Regional Transport Partnerships (Establishment, Constitution and Membership) (Scotland) Order 2005<sup>(2)</sup>.

**Transfer of functions to the Shetland Transport Partnership**

3. The functions which are exercisable by Shetland Islands Council by virtue of the enactments specified in column 1 of Schedule 1 shall, subject to any restriction in the corresponding entry in column 2 of that Schedule, be exercisable by the Shetland Transport Partnership instead of by Shetland Islands Council.

**Functions exercisable concurrently by the Shetland Transport Partnership**

4. The functions which are exercisable by Shetland Islands Council by virtue of the enactments specified in column 1 of Schedule 2 shall, subject to any restriction in the corresponding entry in column 2 of that Schedule, be exercisable by the Shetland Transport Partnership concurrently with Shetland Islands Council.

**Transitional and saving provision**

5.—(1) The transfer, by virtue of this Order, of any function exercisable by Shetland Islands Council to the Shetland Transport Partnership shall not affect the validity of anything done (or having effect as if done) by or in relation to Shetland Islands Council before the date on which the transfer takes effect.

(2) Anything (including legal proceedings) which, at the time when that transfer takes effect, is in the process of being done by or in relation to Shetland Islands Council may, so far as it relates to any function transferred, be continued by or in relation to Shetland Transport Partnership.

(3) Anything done (or having effect as if done) by or in relation to Shetland Islands Council for the purposes of or in connection with any function transferred to the Shetland Transport Partnership

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(1) 1994 c. 39.

(2) S.S.I. 2005/622.

by virtue of this Order shall, if in force at the time when that transfer takes effect, have effect as if done by or in relation to Shetland Transport Partnership in so far as that is required for continuing its effect after that time.

St Andrew's House,  
Edinburgh  
2006

A member of the Scottish Executive