

2002 No. 2840

EUROPEAN COMMUNITIES

**The European Communities (Designation) (No. 4)
Order 2002**

Made - - - - - *20th November 2002*
Laid before Parliament *2nd December 2002*
Coming into force - - *23rd December 2002*

At the Court at Buckingham Palace, the 20th day of November 2002

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 2(2) of the European Communities Act 1972(a) is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

Citation, commencement and interpretation

1.—(1) This order may be cited as the European Communities (Designation) (No. 4) Order 2002 and shall come into force on 23rd December 2002.

(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 Ministers or Departments

2.—(1) For the purposes of section 2(2) of the Act, the Ministers or government departments specified in column (1) of Schedule 1 to this Order are designated in relation to the matters specified in column (2) of that Schedule.

(2) Where a Minister or government department is designated by this Order in relation to any matter, for which any other Minister or government department is designated by 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.

(a) 1972 c. 68.

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 matter specified in Schedule 2 to this Order.

(2) Regulations made by any Northern Ireland department pursuant to this Order shall form part of the law of Northern Ireland and not of any other part of the United Kingdom.

(3) Where any Northern Ireland department is designated by this Order in relation to any matter, for which any Minister or government department is designated 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.

Revocation of designations

4. The Orders specified in column (1) of Schedule 3 to this Order are revoked in so far as they relate to the Ministers or government departments, or Northern Ireland departments, specified in column (2) and the designations specified in respect of them in column (3).

A. K. Galloway
Clerk of the Privy Council

SCHEDULE 1

Article 2

Designation of Ministers or Government Departments

<i>(1)</i> <i>Minister or government department designated</i>	<i>(2)</i> <i>Matter in relation to which minister is designated</i>
The Secretary of State	The licensing of drivers, including the enforcement of the law relating to road traffic by means of the endorsement of licences and the imposition of restrictions on the right to drive.
The Treasury	Insolvency of insurers.
The Treasury	Authorisation and regulation of insurance intermediaries.
The Treasury	Collective investment in transferable securities and other liquid assets.

SCHEDULE 2

Article 3

Designation of Northern Ireland Departments

Collective investment in transferable securities and other liquid assets.

SCHEDULE 3

Article 4

Revocations

<i>(1)</i> <i>Order</i>	<i>(2)</i> <i>Minister or Departments designated</i>	<i>(3)</i> <i>Designation</i>
The European Communities (Designation) (No. 3) Order 1981(a)	The Secretary of State	Licensing of drivers of motor vehicles.
The European Communities (Designation) (No. 2) Order 1988(b)	The Secretary of State	Measures relating to open-ended collective investment schemes which have as their purpose investment in transferable securities, with the aim of spreading investment risk, of funds raised from the public.
Transfer of Functions (Financial Services) Order 1992(c)	The Treasury	Measures relating to open-ended collective investment schemes which have as their purpose investment in transferable securities, with the aim of spreading investment risk of funds raised from the public.
The European Communities (Designation) Order 1996(d)	Any Northern Ireland Department	Measures relating to open-ended collective investment schemes which have as their purpose investment in transferable securities, with the aim of spreading investment risk, of funds raised from the public.

(a) S.I. 1981/1536.

(b) S.I. 1988/2240.

(c) S.I. 1992/1315.

(d) S.I. 1996/266.

EXPLANATORY NOTE

(This note is not part of the Order)

This is a further Order in the series designating authorities which may exercise the power to make regulations conferred on section 2(2) of the European Communities Act 1972 and specifying the matters in relation to which that power may be exercised. The Order also revokes a number of designations which are superseded.

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