
STATUTORY INSTRUMENTS

2012 No. 3028

The Public Records (Transfer to the Public Record Office) (Transitional and Saving Provisions) Order 2012

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Public Records (Transfer to the Public Record Office) (Transitional and Saving Provisions) Order 2012 and shall come into force on 1st January 2013.

(2) In this Order—

“the 1958 Act” means the Public Records Act 1958(1);

“relevant records” means records which, by virtue of the coming into force for some purposes on 1st January 2013 of section 45(1)(a) (transfer of records to Public Record Office) of the Constitutional Reform and Governance Act 2010(2) and but for this Order, must be transferred in accordance with section 3(4) (selection and preservation of public records) of the 1958 Act not later than 20 years after their creation.

Transitional provision

2.—(1) Notwithstanding the coming into force on 1st January 2013 of section 45(1)(a) of the Constitutional Reform and Governance Act 2010, for the period of 10 years beginning on that day the time within which relevant records must be transferred in accordance with section 3(4) of the 1958 Act is that provided for by paragraph (2).

(2) Relevant records created in a year specified in column 1 of the table in the Schedule to this Order shall be transferred not later than the end of the year specified in the corresponding entry in column 2 of that table.

Saving provision

3. Section 3(4) of the 1958 Act continues to apply as it did immediately before 1st January 2013 in relation to relevant records created in 1983.

5th December 2012

McNally
Minister of State
Ministry of Justice

(1) 1958 c. 51.

(2) Article 3(1)(a) of the Constitutional Reform and Governance Act 2010 (Commencement No. 7) Order 2012 (S.I. 2012/3001) brings section 45(1) of the 2010 Act into force for all purposes except the transfer of records specified in the Schedule to that Order.