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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order in Council is made under sections 1 and 2 of the Ministers of the Crown Act 1975. It makes provision for, and in connection with, the transfer of functions from the Secretary of State for Health to the Secretary of State for Health and Social Care and from the Secretary of State for Communities and Local Government to the Secretary of State for Housing, Communities and Local Government. It also makes provision for the transfer of functions in relation to commonhold land.

Article 3 provides for the incorporation of the Secretary of State for Health and Social Care as a corporation sole and for the authentication of the corporate seal and execution and certification of documents. Article 4 transfers functions from the Secretary of State for Health to the Secretary of State for Health and Social Care. Article 5 transfer property, rights and liabilities. Article 6 makes supplementary provision.

Article 7 provides for the incorporation of the Secretary of State for Housing, Communities and Local Government as a corporation sole and for the authentication of the corporate seal and execution and certification of documents. Article 8 transfers functions from the Secretary of State for Communities and Local Government to the Secretary of State for Housing, Communities and Local Government. Article 9 transfers property, rights and liabilities. Article 10 makes supplementary provision.

Article 11 transfers functions in relation to commonhold land from the Lord Chancellor to the Secretary of State, and article 12 transfers property, rights and liabilities in connection with those functions to the Secretary of State for Housing, Communities and Local Government. Article 13 makes supplementary provision.

Article 14 makes provision preserving the validity of anything done by or in relation to the Secretary of State for Health, the Secretary of State for Communities and Local Government and the Lord Chancellor before the coming into force of this Order.

Article 15 and the Schedule make consequential amendments to primary and secondary legislation.

Nothing in this Order alters the functions of the Welsh Ministers, the Scottish Ministers or the devolved authorities in Northern Ireland

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.

**Changes to legislation:**

There are currently no known outstanding effects for the The Secretaries of State for Health and Social Care and for Housing, Communities and Local Government and Transfer of Functions (Commonhold Land) Order 2018.