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STATUTORY INSTRUMENTS

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**2021 No. 1265**

**The Transfer of Functions (Secretary of State for  
Levelling Up, Housing and Communities) Order 2021**

**Supplementary provision in connection with articles 7 to 10**

**11.**—(1) This article applies to—

- (a) a function that is transferred by article 7(2) (“an article 7(2) function”),
- (b) a function that is transferred by article 7(3) (“an article 7(3) function”),
- (c) anything that is transferred by article 8,
- (d) a function that, by virtue of article 9, ceases to be exercisable concurrently by the Minister for the Cabinet office (“an article 9 function”), and
- (e) anything that is transferred by article 10.

(2) In this article “the transferee” means—

- (a) in relation to an article 7(2) function or an article 9 function, the Secretary of State, and
- (b) in relation to an article 7(3) function or anything transferred by article 8 or 10, the Secretary of State for Levelling Up, Housing and Communities.

(3) Anything (including legal proceedings) which, at the coming into force of this Order, is in the process of being done by or in relation to the Minister for the Cabinet Office may, so far as it relates to anything to which this article applies, be continued by or in relation to the transferee.

(4) Anything done (or having effect as if done) by or in relation to the Minister for the Cabinet Office in connection with anything to which this article applies has effect, so far as is necessary for continuing its effect after the coming into force of this Order, as if done by or in relation to the transferee.

(5) Any enactment or instrument passed or made before the coming into force of this Order has effect, so far as is necessary for the purposes of or in consequence of article 7(2) or 9, as if references to (and references which are to be read as references to) the Minister for the Cabinet Office were or included references to the Secretary of State.

(6) Any enactment or instrument passed or made before the coming into force of this Order has effect, so far as is necessary for the purposes of or in consequence of article 7(3), 8 or 10, as if references to (and references which are to be read as references to) the Minister for the Cabinet Office were or included references to the Secretary of State for Levelling Up, Housing and Communities.

(7) Documents or forms printed for use in connection with an article 7(2) function, an article 7(3) function or an article 9 function may be used in connection with the exercise of that function by the transferee even though they contain, or are to be read as containing, references to the Minister for the Cabinet Office.

(8) For the purposes of the use of any such documents or forms in connection with the exercise of that function by the transferee after the coming into force of this Order, those references are to be read as references to the transferee.

(9) In paragraphs (3) to (8)—

- (a) references to the Minister for the Cabinet Office include references to the Cabinet Office or an officer of that office, and
- (b) references to a Secretary of State include references to the department or an officer of that Secretary of State accordingly.