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STATUTORY INSTRUMENTS

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**2024 No. 402**

The North East Mayoral Combined Authority  
(Establishment and Functions) Order 2024

PART 3

Transfer of Functions, Property, Rights,  
Assets and Liabilities and associated provision

**Continuity provision**

**9.**—(1) Nothing in this Order affects the validity of anything done before 7th May 2024 by or in relation to—

- (a) the ITA with respect to the functions, property, rights and liabilities transferred under article 6 of the 2014 Order and article 7(1)(a) of the 2018 Order;
- (b) Durham County Council and Northumberland County Council with respect to the functions transferred under article 8 of the 2014 Order;
- (c) Durham County Council and Northumberland County Council with respect to the functions transferred under article 7(1)(b) and (c) of the 2018 Order;
- (d) the Durham, Gateshead, South Tyneside and Sunderland Combined Authority with respect to functions exercised in relation to the Combined Area; and
- (e) the Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority with respect to functions exercised in relation to the Combined Area.

(2) Anything (including legal proceedings) which—

- (a) is in the process of being done by or in relation to the Durham, Gateshead, South Tyneside and Sunderland Combined Authority or the Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority immediately before 7th May 2024;
- (b) relates to any functions of either of those Authorities exercised in relation to the Combined Area including the functions exercisable by the joint transport committee under article 9(1)(a) to (h) of the 2018 Order; and
- (c) relates to the property, rights, assets and liabilities transferred by article 7,

may be continued by the Combined Authority.

(3) Anything which—

- (a) is in effect immediately before 7th May 2024; and
- (b) was made or done by or in relation to the Durham, Gateshead, South Tyneside and Sunderland Combined Authority or the Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority for the purposes of or otherwise in connection with any functions exercised in relation to the Combined Area, including the functions exercisable by the joint transport committee under article 9(1)(a) to (h) of the 2018 Order,

has effect as if made or done by or in relation to the Combined Authority.

(4) The Combined Authority is to be substituted for the Durham, Gateshead, South Tyneside and Sunderland Combined Authority and for the Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority in any instruments, contracts or legal proceedings which—

- (a) are made or commenced before 7th May 2024; and
- (b) relate to any of the functions exercisable by the Durham, Gateshead, South Tyneside and Sunderland Combined Authority or, as the case may be, the Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority in relation to the Combined Area, including the functions exercisable by the joint transport committee under article 9(1)(a) to (h) of the 2018 Order.

(5) Anything (including legal proceedings) which is in the process of being done by or in relation to a relevant body immediately before 7th May 2024 and which relates to the functions exercisable by the joint transport committee under article 9(1)(a) to (h) of the 2018 Order, may be continued by the Combined Authority.

(6) The Combined Authority is to be substituted for a relevant body in any instruments, contracts or legal proceedings which—

- (a) are made or commenced before the coming into force of this Part; and
- (b) relate to any of the functions exercisable by the joint transport committee under article 9(1)(a) to (h) of the 2018 Order.

(7) For the purposes of this article, a relevant body is—

- (a) the ITA;
- (b) Durham County Council;
- (c) Northumberland County Council;
- (d) the Durham, Gateshead, South Tyneside and Sunderland Combined Authority;
- (e) the Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority.

(8) A reference in this article to anything made or done by or in relation to a relevant body includes a reference to anything which by virtue of any enactment is to be treated as having been made or done by or in relation to that body.