



# Public Authorities (Reform) Act (Northern Ireland) 2009

## 2009 CHAPTER 3

An Act to make provision for, or in connection with, the abolition of certain public authorities. [16th February 2009]

BE IT ENACTED by being passed by the Northern Ireland Assembly and assented to by Her Majesty as follows:

### *Abolished bodies*

#### **Fisheries Conservancy Board for Northern Ireland**

- 1.—(1) The Fisheries Conservancy Board for Northern Ireland is abolished.
- (2) The functions exercisable by that Board immediately before the coming into operation of subsection (1) are transferred to the Department of Culture, Arts and Leisure.
- (3) Schedule 1 has effect and in that Schedule—
  - (a) Part 1 makes provision for the transfer of the assets, liabilities and staff of that Board and contains other supplementary provisions; and
  - (b) Part 2 contains amendments consequential on the transfer effected by this section.
- (4) Subsection (2) does not apply where specific provision to the contrary is made by Part 2 of Schedule 1.

**Disability Living Allowance Advisory Board for Northern Ireland**

2.—(1) The Disability Living Allowance Advisory Board for Northern Ireland is abolished.

(2) Accordingly—

- (a) section 152 of the Social Security Administration (Northern Ireland) Act 1992 (c. 8) is repealed; and
- (b) the amendments to the other statutory provisions set out in Schedule 2 have effect.

**Commencement Information**

II S. 2 in operation at 1.5.2015 by S.R. 2015/230, art. 2(a)

**Northern Ireland Pig Production Development Committee**

3.—(1) In consequence of the winding up order, the following statutory provisions are repealed—

- (a) the Pig Production Development Act (Northern Ireland) 1964 (c. 25);
- (b) the Pig Production Development (Amendment) (Northern Ireland) Order 1973 (NI 20);
- (c) in the Agriculture (Miscellaneous Provisions) (Northern Ireland) Order 1977 (NI 12), Article 17 and in Schedule 2 the entries relating to the Pig Production Development Act (Northern Ireland) 1964;
- (d) in the Agriculture (Miscellaneous Provisions) (Northern Ireland) Order 1994 (NI 6), Articles 6, 7 and 24(2).

(2) But subsection (1)(a) does not affect the operation of the winding up order.

(3) In this section “the winding up order” means the Pig Production Development Committee (Winding Up) Order (Northern Ireland) 2007 (No. 354).

**Enterprise Ulster**

4.—(1) In consequence of the dissolution order, the following statutory provisions are repealed—

- (a) the Enterprise Ulster (Northern Ireland) Order 1973 (NI 16);
- (b) the Enterprise Ulster (Continuation of Functions) (Northern Ireland) Order 1986 (NI 23);
- (c) Article 6 of the Industrial Training (Northern Ireland) Order 1990 (NI 8);
- (d) Article 8 of the Financial Provisions (Northern Ireland) Order 1995 (NI 16);

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*Changes to legislation: There are currently no known outstanding effects for the Public Authorities (Reform) Act (Northern Ireland) 2009. (See end of Document for details)*

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- (e) in the Audit and Accountability (Northern Ireland) Order 2003 (NI 5), Article 5(1)(b) and paragraph 2 of Schedule 1.
- (2) But subsection (1)(a) does not affect the operation of the dissolution order.
- (3) In this section “the dissolution order” means the Enterprise Ulster (Dissolution) Order (Northern Ireland) 2007 (No. 57).Laganside Corporation

**Commencement Information**

**I2** [S. 4](#) in operation at 1.5.2015 by [S.R. 2015/230](#), [art. 2\(c\)](#)

**5.—**(1) In consequence of the dissolution order, the following statutory provisions are repealed—

- (a) the entries relating to the Laganside Corporation in—
- (i) Part 2 of Schedule 1 to the Northern Ireland Assembly Disqualification Act 1975 (c. 25);
  - (ii) Schedule 2 to the Commissioner for Complaints (Northern Ireland) Order 1996 (NI 7); and
  - (iii) Part 7 of Schedule 1 to the Freedom of Information Act 2000 (c. 36);
- (b) in the Audit and Accountability (Northern Ireland) Order 2003 (NI 5), Article 5(1)(j) and paragraph 10 of Schedule 1.
- (2) In this section “the dissolution order” means the Laganside Corporation Dissolution Order (Northern Ireland) 2006 (No. 527).

*Supplementary provisions*

**Repeals**

**6** The statutory provisions set out in Schedule 3 are repealed to the extent specified in the second column of that Schedule.

**Commencement Information**

- I3** [S. 6](#) partly in operation; [s. 6](#) not in operation at Royal Assent see [s. 7\(1\)](#); [s. 6](#) in operation for certain purposes at 1.6.2009 by [S.R. 2009/172](#), [art. 2\(e\)](#)
- I4** [S. 6](#) in operation at 1.5.2015 for specified purposes by [S.R. 2015/230](#), [art. 2\(d\)](#)

**Commencement**

**7.—**(1) The preceding provisions of this Act (and the Schedules) come into operation on such day or days as the Office of the First Minister and deputy First Minister may by order appoint.

(2) An order under subsection (1) may contain such transitional or saving provisions as that Office thinks appropriate.

**Subordinate Legislation Made**

**P1** [S. 7\(1\)](#) power partly exercised: 1.6.2009 appointed for specified provisions by [S.R. 2009/172](#), [art. 2](#)

**Short title**

**8** This Act may be cited as the Public Authorities (Reform) Act (Northern Ireland) 2009.

## SCHEDULES

### SCHEDULE 1

Section 1

#### THE FISHERIES CONSERVANCY BOARD FOR NORTHERN IRELAND

### PART 1

#### TRANSFER OF ASSETS, LIABILITIES, STAFF, ETC.

**1** In this Schedule—

“the appointed day” means the day appointed under section 7 for the coming into operation of section 1(1);

“the Board” means the Fisheries Conservancy Board for Northern Ireland;

“the Department” means the Department of Culture, Arts and Leisure;

“the employment of the Department” means employment in the Northern Ireland civil service for the purposes of the Department.

#### *Transfer of assets and liabilities*

**2.—**(1) All assets and liabilities to which the Board is entitled or subject immediately before the appointed day shall on that day be transferred to, and by virtue of this paragraph vest in, the Department.

(2) Sub-paragraph (1) has effect in relation to assets or liabilities to which it applies in spite of any provision (of whatever nature) which would prevent or restrict the transfer of the assets or liabilities otherwise than by that sub-paragraph.

(3) But sub-paragraph (1) does not apply to rights or liabilities under a contract of employment (which are dealt with by paragraph 3).

(4) A certificate by the Department that anything specified in the certificate has vested in the Department by virtue of this paragraph is conclusive evidence for all purposes of that fact.

#### *Transferring employees*

**3.—**(1) This paragraph applies to persons who immediately before the appointed day are employed by the Board.