6. DISSOLUTION OF ELECTRICITY COMMISSIONERS

The Electricity Commissioners (Dissolution) Order, 1948

1948 No. 1769

Made - - - -	*28th July*, 1948
Laid before Parliament	*28th July*, 1948
Coming into Operation	*1st August*, 1948

10 & 11 Geo. 6. c. 54.

The Minister of Fuel and Power in pursuance of section fifty-eight of the Electricity Act, 1947 (in this Order referred to respectively as " the Minister " and " the Act "), and of all other powers enabling him in that behalf, hereby orders as follows:—

Dissolution of Electricity Commissioners. 9 & 10 Geo. 5. c. 100.

1. The body called the Electricity Commissioners in pursuance of section one of the Electricity (Supply) Act, 1919, is hereby dissolved.

Transfer of property, rights and obligations to Minister.

2.—(1) The property, rights, liabilities and obligations which immediately before the coming into operation of this Order were property, rights, liabilities and obligations of the Electricity Commissioners shall upon the coming into operation of this Order vest in the Minister by virtue of this Order and without further assurance.

(2) Every agreement to which the Electricity Commissioners were a party immediately before the coming into operation of this Order, whether in writing or not and whether or not of such a nature that rights, liabilities and obligations thereunder could be assigned by the Commissioners, shall have effect from the coming into operation of this Order as if:—

(*a*) the Minister had been a party to the agreement; and

(*b*) for any reference (however worded and whether express or implied) to the Electricity Commissioners there were substituted as respects anything falling to be done on or after that date a reference to the Minister.

Exception of pension rights.

3. Nothing in this Order shall prejudice the pension rights of persons who have been Electricity Commissioners or officers of the Electricity Commissioners or apply to any pension payable in accordance with the provisions of subsection (2) of section fifty-eight of the Act.

Transfer of functions.

4.—(1) The functions of the Electricity Commissioners under the following enactments shall be transferred to the Minister and those enactments shall have effect subject to the following adaptations and modifications, that is to say:—

12 & 13 Geo. 5. c. 46.

(*a*) section eleven of the Electricity (Supply) Act, 1919, subsection (2) of section twenty-five of the Electricity (Supply) Act, 1922, and the enactments referred to in proviso (*b*) to subsection (7) of section fifty-seven of the Electricity Act, 1947 (in so far as those enactments continue to have effect by virtue of the said proviso) which

shall have effect (except in the North of Scotland District) as if the references to the Electricity Commissioners therein were references to the Minister; and

(*b*) the Electricity Supply (Meters) Act, 1936, which shall have effect as if references to the Electricity Commissioners therein were references to the Minister. 26 Geo. 5. & 1 Edw. 8. c. 20.

(2) Any regulation, requirement, appointment, consent or other document made or issued by the Electricity Commissioners in pursuance of a function transferred to the Minister by virtue of the last preceding paragraph shall not cease to have effect by virtue of anything in this Order but shall have effect as if references therein to the Electricity Commissioners were references to the Minister.

(3) Where provision is made in any local enactment or any agreement (other than an agreement to which paragraph (2) of Article two applies) for the determination of any matter by the Electricity Commissioners that provision shall have effect as if the reference to the Commissioners was a reference to a person appointed by the Minister and where provision is so made for any other thing to be done by the Electricity Commissioners the provision shall have effect as if the reference to the Commissioners were a reference to the Minister.

Continuation of remedies and proceedings.

5. Where by the operation of this Order any right, liability or obligation vests in the Minister, the Minister and all other persons shall have the same rights, powers and remedies (and in particular the same rights as to the taking or defending of legal proceedings) for ascertaining, perfecting or enforcing that right, liability or obligation as they would have had if it had at all times been a right, liability or obligation of the Minister and any legal proceedings by or against the Electricity Commissioners or applications to or proceedings before the Commissioners pending at the coming into operation of this Order in so far as they relate to any property, right, liability, obligation or function vested in the Minister, or determination to be made by a person appointed by the Minister, by virtue of this Order shall be continued by, against, to or before the Minister, or, as the case may be, the person appointed by the Minister, to the exclusion of the Commissioners.

Revocation.

6. The enactments mentioned in the Schedule hereto are hereby repealed to the extent specified in the third column to that Schedule.

Interpretation, citation and commencement.

7.—(1) The Interpretation Act, 1889, shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) This Order shall come into operation on the first day of August, nineteen hundred and forty-eight; and may be cited as the Electricity Commissioners (Dissolution) Order, 1948. 52 & 53 Vict. c. 63

Dated this twenty-eighth day of July, 1948.

Hugh Gaitskell,
Minister of Fuel and Power.

SCHEDULE

Session and Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 5. c. 100.	The Electricity (Supply) Act, 1919.	Sections 1 to 4. Subsection (1) of section 29. Section 33. In section 34 the words " and the Electricity Commissioners " and " respectively ". Subsection (2) of section 37. Subsection (2) of section 39.
26 Geo. 5. and 1 Edw. 8. c. 20.	The Electricity Supply (Meters) Act, 1936.	Proviso to subsection (3) of section 1.

EXPLANATORY NOTE

(This Note is not part of this Order, but is intended to indicate its general purport.)

This Order provides in accordance with the Electricity Act, 1947, for the dissolution of the Electricity Commissioners. Their property, rights and obligations and their remaining functions under the Electricity (Supply) Acts are transferred to the Minister. Where provision has been made by local enactments or agreements for things to be done by the Electricity Commissioners those things are to be done by the Minister of Fuel and Power or a person appointed by him.

7. FINANCIAL YEARS

The Electricity (Financial Years) Regulations, 1948

1948 No. 747

Made - - - -	*12th April,* 1948
Laid before Parliament	*13th April,* 1948
Coming into Operation	*19th April,* 1948

10 & 11 Geo. 6. c. 54

The Minister of Fuel and Power in pursuance of subsection (1) of section sixty-seven of the Electricity Act, 1947, hereby makes the following Regulations :—

End of financial year.

1. The day on which the financial year of any Electricity Board other than the North of Scotland Board shall end shall be the thirty-first day of March.

Commencement and citation.

2. These Regulations shall come into operation on the nineteenth day of April, nineteen hundred and forty-eight; and may be cited as the Electricity (Financial Years) Regulations, 1948.

Dated this twelfth day of April, 1948.

Hugh Gaitskell,
Minister of Fuel and Power.