STATUTORY INSTRUMENTS

# 1964 No. 1849

## MINISTERS OF THE CROWN

## The Minister of Overseas Development (No. 1) Order 1964

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| *Made* - - - - | *20th November* 1964 |
| *Laid before Parliament* | *26th November* 1964 |
| *Coming into Operation* | *27th November* 1964 |

At the Court at Buckingham Palace, the 20th day of November 1964

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of section 1 of the Ministers of the Crown (Transfer of Functions) Act 1946(a) is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

*Citation, Interpretation and Commencement*

**1.**—(1) This Order may be cited as the Minister of Overseas Development (No. 1) Order 1964.

(2) The Interpretation Act 1889(b) applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) This Order shall come into operation on 27th November 1964.

*Transfer of functions from Secretary for Technical Co-operation*

**2.**—(1) There are hereby transferred to the Minister of Overseas Development the functions of the Secretary for Technical Co-operation hereinafter mentioned, that is to say—

(*a*) all functions under section 3 of the Pensions (Increase) Act 1962(c) (supplements in respect of certain colonial and other pensions) and the Overseas Service (Pension Supplement) Regulations 1963(d) made under that section;

(*b*) those functions under the Overseas Service Act 1958(e) and the Overseas Service Act 1961(f) which, by virtue of the Department of Technical Co-operation Order 1961(g), became exercisable by the Secretary for Technical Co-operation concurrently with the Secretary of State.

(2) Accordingly any reference to the Secretary for Technical Co-operation in the enactment and regulations mentioned in paragraph (1)(*a*) of this Article shall be construed as a reference to the Minister of Overseas Development; and any reference to the Secretary of State which, by virtue of the said Order of 1961 so far as it relates to the functions described in paragraph (1)(*b*) of this Article, is to be construed as including a reference to the Secretary for Technical Co-operation shall instead be construed as including a reference to the Minister of Overseas Development.

(a) 9 & 10 Geo. 6. c. 31. (b) 52 & 53 Vict. c. 63. (c) 11 & 12 Eliz. 2. c. 2.
(d) S.I. 1963/598 (1963 I, p. 688). (e) 6 & 7 Eliz. 2. c. 14.
(f) 9 & 10 Eliz. 2. c. 10. (g) S.I. 1961/1501 (1961 II, p. 3053).

*Supplemental*

3.—(1) With the functions hereby transferred, there are also hereby transferred to the Minister of Overseas Development all rights and obligations to which the Secretary for Technical Co-operation was entitled or subject immediately before the coming into operation of this Order, being rights or obligations belonging to or incurred by him in connection with those functions.

(2) This Order shall not affect the validity of anything done by or in relation to the Secretary for Technical Co-operation before the coming into operation of this Order; and anything which, before the coming into operation of this Order, has been commenced by or under the authority of the Secretary for Technical Co-operation in the exercise of any functions transferred by this Order may be carried on and completed by or under the authority of the Minister of Overseas Development.

*W. G. Agnew.*

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## EXPLANATORY NOTE

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

This Order in Council, made under section 1 of the Ministers of the Crown (Transfer of Functions) Act 1946, transfers to the Minister of Overseas Development the functions of the Secretary for Technical Co-operation under section 3 of the Pensions (Increase) Act 1962 and the Regulations made under that section, and also those functions of the Secretary for Technical Co-operation under the Overseas Service Acts for 1958 and 1961 which, by virtue of the Department of Technical Co-operation Order 1961, have hitherto been exercisable by him concurrently with the Secretary of State.