of State before the coming into operation of that provision, but any such matter shall, if then in force, continue in force to the like extent and subject to the like provisions as if it had been duly made, given or done by the Minister or Ministers to whom the relative function is transferred under this Order.

E. C. E. Leadbitter.

EXPLANATORY NOTE

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

This Order transfers to the Secretary of State for Scotland acting jointly with the Minister of Food the powers of the Secretary of State under the Food and Drugs (Adulteration) Act, 1928, to make regulations as regards the qualifications of public analysts, and under the Food and Drugs Act, 1938, to make regulations concerning food, other than meat from home-fed animals and milk, its composition and the conditions under which it is imported, prepared, transported, stored or sold.

The Order also transfers to the Minister of Food (*a*) the power of the Secretary of State to make regulations under the Food and Drugs (Adulteration) Act, 1928, as regards the presumptive evidence of adulteration of condensed milk, cream, butter or cheese; (*b*) the power of the Secretary of State to make regulations as regards dried or condensed milks, including in particular their composition and the labelling of receptacles containing them; and (*c*) certain administrative functions exercised at present by the Secretary of State under the Food and Drugs (Adulteration) Act, 1928, and the Food and Drugs Act, 1938, relating to food, including in particular functions relating to margarine, margarine-cheese and milk-blended butter and the importation of food.

3. IMPERIAL INSTITUTE

The Transfer of Functions (Imperial Institute) Order, 1949

1949 No. 588

Made - - - -	*29th March*, 1949
Laid before Parliament	*29th March*, 1949
Coming into Operation	*1st April*, 1949

At the Court at Buckingham Palace, the 29th day of March, 1949

Present,

The King's Most Excellent Majesty in Council

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

Short title, interpretation and commencement.

1.—(1) This Order may be cited as the Transfer of Functions (Imperial Institute) Order, 1949.

(a) 9 & 10 Geo. 6. c. 31.

(2) The Interpretation Act, 1889(a), 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 the 1st day of April, 1949.

Transfer to the Minister of Education of the functions of the Secretary of the Department of Overseas Trade (Development and Intelligence) under the Imperial Institute Act, 1925.

2.—(1) There are hereby transferred to the Minister of Education the functions of the Secretary of the Department of Overseas Trade (Development and Intelligence) under the Imperial Institute Act, 1925(b), exercisable by him immediately before the coming into operation of this Order.

(2) In accordance with the provisions of the last foregoing paragraph, in subsections (1) and (4) of Section two of the Imperial Institute Act, 1925, for the words " Secretary of the Department of Overseas Trade (Development and Intelligence) " there shall be substituted the words " Minister of Education ".

Consequential provisions.

3.—(1) There are hereby transferred to the Minister of Education all property and rights held or enjoyed by the Secretary of the Department of Overseas Trade (Development and Intelligence) immediately before the coming into operation of this Order in connection with any of the functions thereby transferred, and all liabilities then incumbent on the said Secretary in connection with any of those functions.

(2) In the construction and for the purposes of any judgment, decree, order, award, deed, contract, regulation, bye-law, certificate or other document made before the coming into operation of this Order, any reference to, or which is to be construed as a reference to, the Secretary of the Department of Overseas Trade (Development and Intelligence) or his officers or Department shall, so far only as may be necessary for the purpose or in consequence of the transfer of functions effected by this Order, be construed as a reference to the Minister of Education or that Minister's officers or Department.

(3) The transfer of functions effected by this Order shall not prejudice the operation of any order, regulation, rule, appointment, direction, instruction, approval, requirement or authorisation made or given or other thing done by the Secretary of the Department of Overseas Trade (Development and Intelligence) in relation to the functions transferred by this Order and before the coming into operation thereof, but any such matter shall, if then in force, continue in force to the like extent and subject to the like conditions and provisions as if it had been duly made, given or done by the Minister of Education.

(4) Anything commenced before the coming into operation of this Order by or under the authority of the Secretary of the Department of Overseas Trade (Development and Intelligence) may, so far as it relates to any function transferred by this Order, be carried on or completed by or under the authority of the Minister of Education.

E. C. E. Leadbitter.

(a) 52 & 53 Vict. c. 63. (b) 15 & 16 Geo. 5. c. xvii.