



Statutory Document No. 29/03

THE GOVERNMENT DEPARTMENTS ACT 1987

THE TRANSFER OF FUNCTIONS (BONA VACANTIA) ORDER 2003

Approved by Tynwald

18th February 2003

Coming into operation

1st March 2003

In exercise of the powers conferred on the Governor in Council by paragraphs 1, 3 and 4 of Schedule 2 to the Government Departments Act 1987¹, and of all other enabling powers, the following Order is hereby made:—

1. Citation and commencement

This Order may be cited as the Transfer of Functions (Bona Vacantia) Order 2003 and, subject to paragraph 4(4) of Schedule 2 to the Government Departments Act 1987, shall come into operation on the 1st March 2003.

2. Transfer of functions

The functions of the Department of Local Government and the Environment relating to bona vacantia are transferred to the Treasury.

3. Transfer of property

(1) Any property which, immediately before the coming into operation of this Order, is vested in the Department of Local Government and the Environment as bona vacantia shall on such coming into operation vest in the Treasury without any conveyance or other assurance, for the same purposes and subject to the same incidents as those for and subject to which it was vested in that Department before such coming into operation.

(2) Paragraph (1) is without prejudice to paragraph 5 of Schedule 2 to the Government Departments Act 1987.

¹ 1987 c.13
Price

4. Consequential repeals etc.

The enactments specified in the Schedule are repealed or, as the case may be, revoked to the extent specified in column 3 of that Schedule.

Article 4.

SCHEDULE CONSEQUENTIAL REPEALS ETC.

<i>Reference</i>	<i>Short title</i>	<i>Extent of repeal or revocation</i>
XIII p.235	The Companies Act 1931.	Section 274C.
GC 190/86	The Department of Highways, Ports and Properties Order 1986.	Article 8(2). In Schedule 3, the entries relating to the Companies Act 1931 and the Administration of Estates Act 1960.
GC 191/86	The Transfer of Functions (Treasury) (No. 2) Order 1986.	The whole Order.
1990 c.17	The Administration of Estates Act 1990.	In Schedule 2, paragraph 9(2)(f).
SD 485/94	The Transfer of Functions (Properties) Order 1994.	In Article 2, the words "relating to bona vacantia". Article 4(1)(b).
SD 862/02	The Transfer of Functions (Bona Vacantia) Order 2002.	The whole Order.

MADE *8 January* 2003

May Williams

Chief Secretary

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order transfers from the Department of Local Government and the Environment to the Treasury the remaining functions of that Department relating to bona vacantia (property left ownerless on the dissolution of a company or the death of an individual intestate and without next-of-kin), together with any bona vacantia now vested in that Department. It revokes and replaces the Transfer of Functions (Bona Vacantia) Order 2002, which was defective and has not come into force.