



STATUTORY INSTRUMENTS.

S.I. No. 190 of 2010



FAMILY AFFAIRS AND SOCIAL INCLUSION (TRANSFER OF
DEPARTMENTAL ADMINISTRATION AND MINISTERIAL
FUNCTIONS) ORDER 2010

(Prn. A10/0614)

FAMILY AFFAIRS AND SOCIAL INCLUSION (TRANSFER OF
DEPARTMENTAL ADMINISTRATION AND MINISTERIAL
FUNCTIONS) ORDER 2010

The Government, in exercise of the powers conferred on them by section 6(1) of the Ministers and Secretaries (Amendment) Act 1939 (No. 36 of 1939), hereby order as follows:

1. (1) This Order may be cited as the Family Affairs and Social Inclusion (Transfer of Departmental Administration and Ministerial Functions) Order 2010.

(2) This Order comes into operation on 1 May 2010.

2. (1) The administration and business in connection with the exercise, performance or execution of any functions transferred by Article 3 are transferred to the Department of Community, Rural and Gaeltacht Affairs.

(2) References to the Department of Social and Family Affairs contained in any Act or any instrument made thereunder and relating to any administration and business transferred by paragraph (1) shall, from the commencement of this Order, be construed as references to the Department of Community, Rural and Gaeltacht Affairs.

3. (1) The functions vested in the Minister for Social and Family Affairs—

(a) by or under the Family Support Agency Act 2001 (No. 54 of 2001),
and

(b) in relation to—

(i) co-ordinating implementation of Government strategies for social inclusion through the monitoring and reporting mechanisms provided in the National Action Plan for Social Inclusion, the National Development Plan and Towards 2016, the 10-year Framework Social Partnership Agreement, 2006-2015,

(ii) promoting the incorporation of anti-poverty and social inclusion objectives in public policy development and promoting the implementation of poverty impact assessment,

(iii) analysing the impact and effectiveness of public policy on poverty and social exclusion,

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 30th April, 2010.*

- (iv) promoting the development of data strategies and research to inform anti-poverty and social inclusion policies and practice and facilitating improved monitoring of outcomes,
- (v) monitoring and reporting on poverty trends at national and European levels and participating in the social inclusion work of the European Union, Council of Europe and the Organisation for Economic Co-operation and Development (OECD), as appropriate,
- (vi) developing appropriate mechanisms to promote the participation of people experiencing poverty and social exclusion and those who work with them in policy development and its implementation, and
- (vii) promoting co-operation on social inclusion issues between the State and other jurisdictions, in particular, Northern Ireland,

are transferred to the Minister for Community, Rural and Gaeltacht Affairs.

(2) References to the Minister for Social and Family Affairs contained in any Act or instrument made thereunder and relating to any functions transferred by this Article shall, from the commencement of this Order, be construed as references to the Minister for Community, Rural and Gaeltacht Affairs.

4. Where, immediately before the commencement of this Order, any legal proceedings are pending to which the Minister for Social and Family Affairs is a party and the proceedings have reference to functions transferred by this Order to the Minister for Community, Rural and Gaeltacht Affairs, the name of the Minister for Community, Rural and Gaeltacht Affairs shall, in so far as the proceedings relate to any function transferred by this Order, be substituted in the proceedings for that of the Minister for Social and Family Affairs or added in the proceedings, as may be appropriate, and the proceedings shall not abate by reason of such substitution.

5. Anything commenced before the commencement of this Order by or under the authority of the Minister for Social and Family Affairs may, in so far as it relates to functions transferred by this Order to the Minister for Community, Rural and Gaeltacht Affairs, be carried on or completed on or after such commencement by the Minister for Community, Rural and Gaeltacht Affairs.

6. Every document (including any certificate or licence) granted or made in the exercise of a function transferred by this Order shall, if and in so far as it was operative immediately before the commencement of this Order, have effect from such commencement as if it had been granted or made by the Minister for Community, Rural and Gaeltacht Affairs.

7. References to the Minister for Social and Family Affairs contained in the memorandum and articles of association of any company and relating to any function transferred by this Order shall, from the commencement of this Order,

be construed as references to the Minister for Community, Rural and Gaeltacht Affairs.

8. (1) All property, rights and liabilities held, enjoyed or incurred before the commencement of this Order by the Minister for Social and Family Affairs in connection with the functions transferred by this Order are transferred to the Minister for Community, Rural and Gaeltacht Affairs and, accordingly, without any further conveyance, transfer or assignment, on such commencement—

- (a) that property, real and personal, vests in the Minister for Community, Rural and Gaeltacht Affairs,
- (b) those rights shall be enjoyed by the Minister for Community, Rural and Gaeltacht Affairs, and
- (c) those liabilities are liabilities of the Minister for Community, Rural and Gaeltacht Affairs.

(2) All moneys, stocks, shares and securities transferred to the Minister for Community, Rural and Gaeltacht Affairs by this Article which, on the commencement of this Order, are standing in the name of the Minister for Social and Family Affairs shall on the request of the Minister for Community, Rural and Gaeltacht Affairs be transferred into the name of the Minister for Community, Rural and Gaeltacht Affairs.



GIVEN under the Official Seal of the Government,
27 April 2010.

BRIAN COWEN,
Taoiseach.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ón
OIFIG DHÍOLTA FOILSEACHÁN RIALTAIS,
TEACH SUN ALLIANCE, SRÁID THEACH LAIGHEAN, BAILE ÁTHA CLIATH 2,
nó tríd an bpost ó
FOILSEACHÁIN RIALTAIS, AN RANNÓG POST-TRÁCHTA,
AONAD 20 PÁIRC MIONDÍOLA COIS LOCHA, CLÁR CHLAINNE MHUIRIS,
CONTAE MHAIGH EO,
(Teil: 01 - 6476834 nó 1890 213434; Fax: 094 - 9378964 nó 01 - 6476843)
nó trí aon díoltóir leabhar.

DUBLIN
PUBLISHED BY THE STATIONERY OFFICE
To be purchased directly from the
GOVERNMENT PUBLICATIONS SALE OFFICE
SUN ALLIANCE HOUSE, MOLESWORTH STREET, DUBLIN 2,
or by mail order from
GOVERNMENT PUBLICATIONS, POSTAL TRADE SECTION,
UNIT 20 LAKESIDE RETAIL PARK, CLAREMORRIS, CO. MAYO,
(Tel: 01 - 6476834 or 1890 213434; Fax: 094 - 9378964 or 01 - 6476843)
or through any bookseller.

€2.54



Wt. (B27598). 285. 5/10. Cahill. Gr. 30-15.