



STATUTORY INSTRUMENTS.

S.I. No. 247 of 2011.

PROMOTION OF FOREIGN TRADE (TRANSFER OF
DEPARTMENTAL ADMINISTRATION AND MINISTERIAL
FUNCTIONS) ORDER 2011

(Prn. A11/0878)

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PROMOTION OF FOREIGN TRADE (TRANSFER OF
DEPARTMENTAL ADMINISTRATION AND MINISTERIAL
FUNCTIONS) ORDER 2011

The Government, in exercise of the powers conferred on them by subsection (1) of section 6 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 Promotion of Foreign Trade (Transfer of Departmental Administration and Ministerial Functions) Order 2011.

(2) This Order comes into operation on 1 June 2011.

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 Foreign Affairs.

(2) References to the Department of Enterprise, Trade and Innovation 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 Foreign Affairs.

3. (1) The functions (other than statutory functions) vested in the Minister for Enterprise, Trade and Innovation in relation to the Government strategy for the promotion and development of overseas trade, tourism and investment consisting of—

(a) managing and chairing of the Foreign Trade Council,

(b) convening, chairing and managing joint economic commissions, and

(c) developing, where appropriate, new joint economic commissions,

referred to in “Trading and Investing in a Smart Economy — A Strategy and Action Plan for Irish Trade, Tourism and Investment to 2015”, are transferred to the Minister for Foreign Affairs.

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 31st May, 2011.*

(2) References to the Minister for Enterprise, Trade and Innovation 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 Foreign Affairs.

4. Where, immediately before the commencement of this Order, any legal proceedings are pending to which the Minister for Enterprise, Trade and Innovation is a party and the proceedings have reference to functions transferred by this Order to the Minister for Foreign Affairs, the name of the Minister for Foreign 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 Enterprise, Trade and Innovation 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 Enterprise, Trade and Innovation may, in so far as it relates to functions transferred by this Order to the Minister for Foreign Affairs, be carried on or completed on or after such commencement by the Minister for Foreign Affairs.

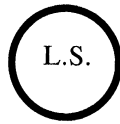
6. Every document (including any certificate or licence) granted or made in the performance of a function transferred by this Order shall, if and in so far as it was operative immediately before the commencement of this Order, have effect from such commencement as if it had been granted or made by the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

7. References to the Minister for Enterprise, Trade and Innovation 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 Foreign Affairs.

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

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

(2) All moneys, stocks, shares and securities transferred to the Minister for Foreign Affairs by this Article which, on the commencement of this Order, are standing in the name of the Minister for Enterprise, Trade and Innovation shall on the request of the Minister for Foreign Affairs be transferred into the name of the Minister for Foreign Affairs.



GIVEN under the Official Seal of the Government,
24 May 2011.

ENDA KENNY,
Taoiseach.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ón
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AONAD 20 PÁIRC MIONDÍOLA COIS LOCHA, CLÁR CHLAINNE MHUIRIS,
CONTAE MHAIGH EO,
(Teil: 01 - 6476834 nó 1890 213434; Fax: 094 - 9378964 nó 01 - 6476843)
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