Changes to Legislation: as of 3 November 2026, this Act is up to date with all changes known to be in force.



Number 16 *of* 1924

MINISTERS AND SECRETARIES ACT 1924

REVISED

Updated to 21 February 2025

This Revised Act is an administrative consolidation of the *Ministers and Secretaries Act 1924*. It is prepared by the Law Reform Commission in accordance with its function under the *Law Reform Commission Act 1975* (3/1975) to keep the law under review and to undertake revision and consolidation of statute law.

All Acts up to and including *Ministers and Secretaries and Ministerial, Parliamentary, Judicial and Court Offices (Amendment) Act 2025* (1/2025), enacted 21 February 2025, and all statutory instruments up to and including *European Union (European Green Bonds Standards and Disclosures) Regulations 2025* (S.I. No. 41 of 2025), made 21 February 2025, were considered in the preparation of this Revised Act.

Disclaimer: While every care has been taken in the preparation of this Revised Act, the Law Reform Commission can assume no responsibility for and give no guarantees, undertakings or warranties concerning the accuracy, completeness or up to date nature of the information provided and does not accept any liability whatsoever arising from any errors or omissions. Please notify any errors, omissions and comments by email to revisedacts@lawreform.ie.

Number 16 *of* 1924

MINISTERS AND SECRETARIES ACT 1924

REVISED

Updated to 21 February 2025

ARRANGEMENT OF SECTIONS

Section

1. Establishment of the Departments of State.
2. Ministers to be corporations sole and to have certain powers.
3. Allocation of Departments of State among Ministers. *(Repealed)*
4. Remuneration of Ministers. *(Repealed)*
5. Collective responsibility of Executive Council preserved.
6. The Attorney General.
7. Power to Executive Council to appoint Parliamentary Secretaries. *(Repealed)*
8. Constitution of the Council of Defence. *(Repealed)*
9. Powers of Executive Council in respect of statutory bodies.
10. Expenses of public services payable out of special funds.
11. Power to Minister to function through agency of another Minister. *(Repealed)*
12. Power to Executive Council to redistribute public services amongst Ministers. *(Repealed)*
13. Orders of Executive Council to be laid before each House of the Oireachtas.
14. Apportionment of funds between Ministers.
15. Authentication of official documents.
16. Executive Council to have a seal.
17. Proof of official Orders, etc.
18. References to Ministers in existing Acts.
19. Laying of reports before the Oireachtas.
20. Short title and commencement.

SCHEDULE

Acts Referred to

Civil Service Regulation Act, 1923	No. 35 of 1923
Adaptation of Enactments Act, 1922	(No, 2 of 1922)

Number 16 *of* 1924.

MINISTERS AND SECRETARIES ACT 1924

REVISED

Updated to 21 February 2025

AN ACT FOR CONSTITUTING AND DEFINING THE MINISTERS AND DEPARTMENTS OF STATE IN SAORSTAT EIREANN PURSUANT TO THE CONSTITUTION AND DECLARING THE FUNCTIONS AND POWERS OF THE ATTORNEY-GENERAL AND ENABLING THE APPOINTMENT OF PARLIAMENTARY SECRETARIES AND FOR PURPOSES INCIDENTAL THERETO. [21*st April*, 1924.]

WHEREAS it is enacted by the Constitution of Saorstát Eireann that there shall be a Council responsible to Dáil Eireann to aid and advise in the Government of Saorstát Eireann, and that the said Council shall be styled the Executive Council and shall consist of not more than seven nor less than five Ministers, all being members of Dáil Eireann and appointed by the Representative of the Crown on the nomination of the President of the Executive Council with the assent of Dáil Eireann, who shall be collectively responsible for all matters concerning the Departments of State administered by Members of the Executive Council, and shall meet and act as a collective authority:

AND WHEREAS it is by the said Constitution provided that the Ministers who form the Executive Council shall include the President of the Council, the Vice-President of the Council and the Minister in charge of the Department of Finance:

AND WHEREAS it is also by the said Constitution enacted that Ministers other than those who shall be members of the Executive Council may be appointed by the Representative of the Crown, and that every such Minister shall be nominated by Dáil Eireann on the recommendation of a Committee of Dáil Eireann constituted for that purpose, and it is thereby further provided that every such Minister shall be the responsible head of the Department or Departments under his charge and shall be individually responsible to Dáil Eireann alone for the administration of the Department or Departments of which he is the head:

AND WHEREAS it is also by the said Constitution enacted that the total number of Ministers, including the Ministers who are members of the Executive Council, shall not exceed twelve, and that Ministers shall receive such remuneration as may from time to time be prescribed by law but that the remuneration of any Minister shall not be diminished during his term of office:

BE IT THEREFORE ENACTED BY THE OIREACHTAS OF SAORSTAT EIREANN AS FOLLOWS:—

Annotations

Modifications (not altering text):

C1 Application of collectively cited *Ministers and Secretaries Acts* extended (2.08.2020) by *Ministers and Secretaries and Ministerial, Parliamentary, Judicial and Court Offices (Amendment) Act 2020* (10/2020), s. 1(3), commenced on enactment.

Department of Further and Higher Education, Research, Innovation and Science

1. ...

(3) The Ministers and Secretaries Acts 1924 to 2017 and the Documentary Evidence Act 1925 shall apply to the Department of Further and Higher Education, Research, Innovation and Science and the member of the Government who is in charge thereof as if that Department of State had been established by section 1 of the Ministers and Secretaries Act 1924.

C2 Application of collectively cited *Ministers and Secretaries Acts* extended (19.07.2017) by *Ministers and Secretaries (Amendment) Act 2017* (18/2017), s. 1(3), commenced on enactment.

Department of Rural and Community Development

1. ...

(3) The Ministers and Secretaries Acts 1924 to 2013 and the Documentary Evidence Act 1925 shall apply to the Department of Rural and Community Development and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Ministers and Secretaries Act 1924.

C3 Application of collectively cited *Ministers and Secretaries Acts* extended and functions transferred (4.07.2011) by *Ministers and Secretaries (Amendment) Act 2011* (10/2011), s. 7(3), 8, commenced on enactment.

Department of Public Expenditure and Reform

7.— ...

(3) The Ministers and Secretaries Acts 1924 to 2007 and the Documentary Evidence Act 1925 shall apply to the Department of Public Expenditure and Reform and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Act of 1924.

...

8.— (1) The functions of the Minister for Finance—

(*a*) referred to in section 1(ii) of the Act of 1924 relating to the expenditure of the revenues of the State, in so far only as they consist of, or are connected with, the preparation of the estimate of expenditure for each financial year in respect of each supply service, and

(*b*) under subsections (2) and (4) of section 2 of the Act of 1924,

are transferred to the Minister.

(2) The functions of the Minister for Finance referred to in section 1(ii) of the Act of 1924 consisting of the supervision and control of all purchases made for or on behalf of, and all supplies of commodities and goods held by, any Department of State and the disposal thereof are transferred to the Minister.

(3) The functions of the Minister for Finance (other than functions conferred by or under statute) consisting of the carrying out of reviews of expenditure of public moneys are transferred to the Minister.

C4 Application restricted (10.04.1995) by *Heritage Act 1995* (4/1995), s. 24, commenced on enactment.

Functions of Commissioners of Public Works in Ireland.

24.—The functions of the Commissioners in relation to the national heritage under the enactments set out in the Table to this section shall, notwithstanding anything to the contrary in the Ministers

and Secretaries Act, 1924, be performed subject to the supervision of the Minister and to such directions as the Minister may give in relation thereto and the Commissioners shall provide the Minister with such information as the Minister may require for those purposes.

C5 Application of collectively cited *Ministers and Secretaries Acts* extended (27.12.1983) by *Ministers and Secretaries (Amendment) Act 1983* (40/1983), s. 1(3), commenced on enactment.

The Department of Communications.

2.— ...

(3) The Ministers and Secretaries Acts, 1924 to 1980, and the Documentary Evidence Act, 1925, shall apply to the Department of Communications and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Ministers and Secretaries Act, 1924.

C6 Application of collectively cited *Ministers and Secretaries Acts* extended (6.12.1977) by *Ministers and Secretaries (Amendment) Act 1977* (27/1977), s. 7(3), commenced on enactment.

The Department of Economic Planning and Development

2.— ...

(4) The Ministers and Secretaries Acts, 1924 to 1973, and the Documentary Evidence Act, 1925, shall apply to the Department of Economic Planning and Development and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Ministers and Secretaries Act, 1924.

...

C7 Application of collectively cited *Ministers and Secretaries Acts* extended (17.07.1973) by *Ministers and Secretaries (Amendment) Act 1973* (14/1973), s. 3(4), commenced on enactment.

The Department of the Public Service

3.— ...

(4) The Ministers and Secretaries Acts, 1924 to 1966, and the Documentary Evidence Act, 1925, shall apply to the Department of the Public Service and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Ministers and Secretaries Act, 1924.

...

C8 Application of collectively cited *Ministers and Secretaries Acts* extended (13.07.1966) by *Ministers and Secretaries (Amendment) Act 1966* (18/1966), s. 2(3), commenced as per s. 2(1) and S.I. No. 162 of 1966.

The Department of Labour

2.— ...

(3) The Ministers and Secretaries Acts, 1924 to 1959, and the Documentary Evidence Act, 1925, shall apply to the Department of Labour and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Ministers and Secretaries Act, 1924.

C9 Application of collectively cited *Ministers and Secretaries Acts* extended (27.07.1959) by *Ministers and Secretaries (Amendment) Act 1959* (17/1959), s. 2(3), commenced on enactment.

The Department of Transport and Power

2.— ...

(3) The Ministers and Secretaries Acts, 1924 to 1956, and the Documentary Evidence Act, 1925, shall apply to the Department of Transport and Power and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Ministers and Secretaries Act, 1924.

...

C10 Application of collectively cited *Ministers and Secretaries Acts* extended (5.06.1956) by *Ministers and Secretaries (Amendment) Act 1956* (21/1956), s. 3(4), commenced on enactment.

The Department of the Gaeltacht

3.— ...

(4) The Ministers and Secretaries Acts, 1924 to 1946 and the Documentary Evidence Act, 1925 (No. 24 of 1925), shall apply to the Department of the Gaeltacht and the member of the Government who is in charge thereof as if that Department had been established by section 1 of the Ministers and Secretaries Act, 1924 (No. 16 of 1924).

...

C11 Application of collectively cited *Ministers and Secretaries Acts, 1924 to 1939* extended (24.12.1946) by *Ministers and Secretaries (Amendment) Act 1946* (38/1946), ss. 2(4), 3(4), commenced on enactment.

The Department of Health

2.— ...

(4) The following enactments, that is to say, the Ministers and Secretaries Acts, 1924 to 1939, and the Act of 1925, shall apply to the Department of Health and the Minister having charge thereof as if that Department had been established by section 1 of the Principal Act.

...

The Department of Social Welfare

3.— ...

(4) The following enactments, that is to say, the Ministers and Secretaries Acts, 1924 to 1939, and the Act of 1925, shall apply to the Department of Social Welfare and the Minister having charge thereof as if that Department had been established by section 1 of the Principal Act.

...

C12 Application of collectively cited *Ministers and Secretaries Acts* extended (8.09.1939) by *Ministers and Secretaries (Amendment) Act 1939* (36/1939), s. 2(4), commenced on enactment.

The Department of Supplies

2.— ...

(4) The Principal Act (except section 1 and sub-section (1) of section 2 thereof and the sections thereof repealed by this or any other Act) shall apply to the Department of Supplies and the Minister having charge thereof as if that Department had been established by section 1 of the Principal Act.

C13 Application of collectively cited *Ministers and Secretaries Acts* construed (8.09.1939) by *Ministers and Secretaries (Amendment) Act 1939* (36/1939), s. 2(4), commenced on enactment.

Minister without portfolio.

4.—(1) Nothing in the Ministers and Secretaries Acts, 1924 and 1928, or this Act shall render it obligatory for every member of the Government to be a Minister having charge of a Department of State.

(2) A member of the Government who is not a Minister having charge of a Department of State shall be known as a Minister without portfolio.

(3) The Government may, whenever they think proper so to do, assign to any particular Minister without portfolio a specific style or title which shall be judicially and officially noticed.

Editorial Notes:

E1 Previous affecting provision: power pursuant to Act exercised (9.07.1951) by *Money Order Amendment (No. 14) Regulations 1951* (S.I. No. 295 of 1951), in effect as per art. 3; revoked (1.01.2002) by *Money Order Amendment (No. 34) Scheme 2002* (S.I. No. 96 of 2002, art. 3 and sch. item 11, in effect as per art. 3.

E2 Previous affecting provision: power pursuant to Act exercised (9.07.1951) by *Postal Order (Inland) Amendment (No. 4) Regulations 1951* (S.I. No. 294 of 1951), in effect as per art. 4; revoked (1.01.2002) by *Postal Order (Inland) Amendment (No. 26) Scheme 2002* (S.I. No. 95 of 2002), art. 3 and sch. item 4, in effect as per art. 3.

E3 Previous affecting provision: power pursuant to Act exercised (19.05.1938) by *Foreign and Colonial Parcel Post Amendment (No. 6) Warrant 1938* (S.I. No. 114 of 1938), in effect as per art. 4; revoked (18.05.1953) by *Foreign Parcel Post Warrant 1953* (S.I. No. 418 of 1953), art. 36 and sch. 6, in effect as per art. 1(2).

E4 Previous affecting provision: power pursuant to Act exercised (19.05.1938) by *Inland Post Amendment (No. 33) Warrant 1938* (S.I. No. 113 of 1938), in effect as per art. 4; revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939), art. 67 and sch. 6, in effect as per art. 1(2).

E5 Previous affecting provision: power pursuant to Act exercised (1.07.1936) by *Inland Post Amendment (No 31) Warrant 1936* (S.I. No. 203 of 1936), in effect as per art. 6; revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939), art. 67 and sch. 6, in effect as per art. 1(2).

E6 Previous affecting provision: power pursuant to Act exercised (12.07.1934) by *Foreign and Colonial Parcel Post Amendment (No. 5) Warrant 1934* (S.I. No. 185 of 1934), in effect as per art. 4; revoked (17.09.1951) by *Foreign Parcel Post Amendment (No. 7) Warrant 1951* (S.I. No. 300 of 1951), art. 4.

E7 Previous affecting provision: power pursuant to Act exercised (1.04.1929) by *Money Order Amendment (No. 13) Regulations 1929* (S.I. No. 14 of 1929), in effect as per art. 3; revoked (1.01.2002) by *Money Order Amendment (No. 34) Scheme 2002* (S.I. No. 96 of 2002), art. 3 and sch. item 10, in effect as per art. 3.

E8 Previous affecting provision: power pursuant to Act exercised (1.06.1928) by *Foreign and Colonial Parcel Post Amendment (No. 4) Warrant 1928* (S.I. No. 31 of 1928), in effect as per art. 4; revoked (18.05.1953) by *Foreign Parcel Post Warrant 1953* (S.I. No. 418 of 1953), art. 36 and sch. 6, in effect as per art. 1(2).

E9 Previous affecting provision: power pursuant to Act exercised (1.06.1928) by *Inland Post Amendment (No. 30) Warrant 1928* (S.I. No. 30 of 1928), in effect as per art. 3; revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939) art. 67 and sch. 6, in effect as per art. 1(2).

E10 Previous affecting provision: power pursuant to Act exercised (1.03.1928) by *Inland Post Amendment (No. 29) Warrant 1928* (S.I. No. 9 of 1928), in effect as per art. 16; revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939) art. 67 and sch. 6, in effect as per art. 1(2).

E11 Previous affecting provision: power pursuant to Act exercised (22.11.1926) by *The Money Order Amendment (No. 12) Regulations 1926* (S.I. No. 71 of 1926), in effect as per art. 4; revoked (1.01.2002) by *Money Order Amendment (No. 34) Scheme 2002* (S.I. No. 96 of 2002), art. 3 and sch. item 9, in effect as per art. 3.

E12 Previous affecting provision: power pursuant to Act exercised (15.11.1926) by *Foreign and Colonial Post Amendment (No. 3) Warrant 1926* (S.I. No. 69 of 1926), in effect as per art. (4), revoked (1.09.1949) by *Foreign Post Warrant 1949* (S.I. No. 267 of 1949), art. 61 and sch. 5, in effect as per art. 1(2).

E13 Previous affecting provision: power pursuant to Act exercised (15.11.1926) by *Foreign and Colonial Parcel Post Amendment (No. 3) Warrant 1926* (S.I. No. 68 of 1926), in effect as per art. (4); revoked (18.05.1953) by *Foreign Parcel Post Warrant 1953* (S.I. No. 418 of 1953), art. 36 and sch. 6, in effect as per art. 1(2).

E14 Previous affecting provision: power pursuant to Act exercised (1.01.1926) by *The Inland Post Amendment (No. 28) Warrant 1925* (S.I. No. 64 of 1925), in effect as per art. (3); revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939) art. 67 and sch. 6, in effect as per art. 1(2).

E15 Power pursuant to Act exercised (1.05.1925) by *Inland Post Amendment (No. 27) Warrant 1925* (S.I. No. 25 of 1925), in effect as per art. (6); revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939) art. 67 and sch. 6, in effect as per art. 1(2).

E16 Previous affecting provision: power pursuant to Act exercised (1.01.1925) by *Inland Post Amendment (No. 26) Warrant 1924* (S.I. No. 33 of 1924), in effect as per art. 3; revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939) art. 67 and sch. 6, in effect as per art. 1(2).

E17 Previous affecting provision: power pursuant to act exercised (1.09.1924) by *Foreign and Colonial Parcel Post Amendment (No. 2) Warrant 1924* (S.I. No. 28 of 1924), in effect as per art. (5); revoked (18.05.1953) by *Foreign Parcel Post Warrant 1953* (S.I. No. 418 of 1953), art. 36 and sch. 6, in effect as per art. 1(2).

E18 Previous affecting provision: power pursuant to Act exercised (1.09.1924) by *Inland Post Amendment (No. 25) Warrant 1924* (S.I. No. 27 of 1924), in effect as per art. (5); revoked (1.09.1939) by *Inland Post Warrant 1939* (S.I. No. 202 of 1939) art. 67 and sch. 6, in effect as per art. 1(2).

Establishment of the Departments of State.

1.—There shall be established in Saorstát Eireann the several Departments of State specified and named in the eleven following sub-paragraphs, amongst which the administration and business of the public services in Saorstát Eireann shall be distributed as in the said sub-paragraphs is particularly mentioned, and each of which said Departments and the powers, duties and functions thereof shall be assigned to and administered by the Minister hereinafter named as head thereof, that is to say:—

(*i*) The Department of the President of the Executive Council which shall comprise the business, powers, authorities, duties and functions by the Constitution or by any existing or future Act of the Oireachtas or otherwise conferred on or to be discharged or performed by the Minister, who shall hold the office of and be styled Uachtarán na hArd-Chomhairle or (in English) the President of the Executive Council, and also the custody of and responsibility for all public archives and records and of papers and documents of State and of grants, deeds and other instruments of title relating to the property corporeal and incorporeal, real and personal for the time being vested in Saorstát Eireann and of records of the Executive Council and also the custody of the Seal of the Executive Council and also the responsibility for and control of the official publications of the Executive Council and also the administrative control of and responsibility for such public services and the business, powers, duties and functions thereof as may not for the time being be comprised in any of the Departments of State constituted by this Act.

(*ii*) The Department of Finance which shall comprise the administration and business generally of the public finance of Saorstát Eireann and all powers, duties and functions connected with the same, including in particular the collection and expenditure of the revenues of Saorstát Eireann from whatever source arising (save as may be otherwise provided by law), and the supervision and control of all purchases made for or on behalf of and all supplies of commodities and goods held by any Department of State and the disposal thereof, and also the business, powers, duties and functions of the branches and officers of the public service specified in the first part of the Schedule to this Act, and of which Department the head shall be, and shall be styled an t-Aire Airgid or (in English) the Minister for Finance.

(*iii*) The Department of Justice which shall comprise the administration and business generally of public services in connection with law, justice, public order and police, and all powers, duties and functions connected with the same (except such powers, duties and functions as are by law reserved to the Executive Council and such powers, duties and functions as are by the Constitution or by law excepted from the authority of the Executive Council or of an Executive Minister), and shall include in particular the business, powers, duties and functions of the branches and officers of the public service specified in the Second Part of the Schedule to this Act, and of which Department the head shall be, and shall be styled, an t-Aire Dlí agus Cirt or (in English) the Minister for Justice.

(*iv*) The Department of Local Government and Public Health which shall comprise the administration and business generally of public services in connection with local government, public health, relief of the poor, care of the insane (including insane criminals), health insurance, elections to each House of the Oireachtas, elections to local bodies and authorities, registration of voters, maintenance of public roads, and highways, registration of births, deaths and marriages, and vital statistics and all powers, duties and functions connected with the same, and shall include in particular the business, powers, duties and functions of the branches and officers of the public service specified in the Third Part of the Schedule to this Act, and of which Department the head shall be, and shall be styled, an t-Aire Rialtais Aitiúla agus Sláinte Puiblí or (in English) the Minister for Local Government and Public Health.

(*v*) The Department of Education which shall comprise the administration and business generally of public services in connection with Education, including primary, secondary and university education, vocational and technical training, endowed schools, reformatories, and industrial schools, and all powers, duties and functions connected with the same, and shall include in particular the business, powers, duties and functions of the branches and officers of the public services specified in the Fourth Part of the Schedule to this Act, and of which Department the head shall be, and shall be styled, an t-Aire Oideachais or (in English) the Minister for Education.

(*vi*) F1**[**...**]**

(*vii*) The Department of Industry and Commerce which shall comprise the administration and business generally of public services in connection with trade, commerce, industry, and labour, industrial and commercial organisations and combinations, industrial and commercial statistics, transport, shipping, natural resources, and all powers, duties and functions connected with the same, including the promotion of trade and commerce by means of educational grants, and shall include in particular the business, powers, duties and functions of the branches and officers of the public services specified in the Sixth Part of the Schedule to this Act, and of which Department the head shall be, and shall be styled, an t-Aire Tionnscail agus Tráchtála or (in English) the Minister for Industry and Commerce.

(*viii*) F2**[**...**]**

(*ix*) F3**[**...**]**

(*x*) The Department of Defence which shall comprise the administration and business of the raising, training, organisation, maintenance, equipment, management, discipline, regulation, and control according to law of the Military Defence Forces of Saorstát Eireann, and all powers, duties and functions connected with the same, and of which Department the head shall be, and shall be styled, an t-Aire Cosanta or (in English) the Minister for Defence F4**[**...**]**.

(*xi*) The Department of External Affairs which shall comprise the administration and business generally of public services in connection with communications and transactions between the Government of Saorstát Eireann and the Government of any other state or nation, diplomatic and consular representation of Saorstát Eireann in any country or place, international amenities, the granting of passports and of *visés* to passports, and all powers, duties and functions connected with the same, and of which Department the head shall be, and shall be styled, an t-Aire Gnóthaí Coigríche or (in English) the Minister for External Affairs.

Annotations

Amendments:

F1 Repealed (1.09.1928) by *Ministers and Secretaries (Amendment) Act 1928* (6/1928), s. 2(4), S.I. No. 49 of 1928.

F2 Repealed (1.09.1928) by *Ministers and Secretaries (Amendment) Act 1928* (6/1928), s. 3(4).

F3 Repealed (27.12.1983) by *Ministers and Secretaries (Amendment) Act 1983* (40/1983), s. 14(c).

F4 Repealed (1.01.1955) by *Defence Act 1954* (18/1954), s. 9 and sch. 1, S.I. No. 233 of 1954.

Modifications (not altering text):

C14 Functions transferred and references to Minister for Finance construed as Minister for Public Expenditure and Reform (6.07.2011) by *Ministers and Secretaries (Amendment) Act 2011* (10/2011), s. 8, S.I. No. 401 of 2011.

Transfer of certain expenditure functions to Minister.

8.— (1) The functions of the Minister for Finance—

(*a*) referred to in section 1(ii) of the Act of 1924 relating to the expenditure of the revenues of the State, in so far only as they consist of, or are connected with, the preparation of the estimate of expenditure for each financial year in respect of each supply service, and

(*b*) under subsections (2) and (4) of section 2 of the Act of 1924,

are transferred to the Minister.

(2) The functions of the Minister for Finance referred to in section 1(ii) of the Act of 1924 consisting of the supervision and control of all purchases made for or on behalf of, and all supplies of commodities and goods held by, any Department of State and the disposal thereof are transferred to the Minister.

(3) The functions of the Minister for Finance (other than functions conferred by or under statute) consisting of the carrying out of reviews of expenditure of public moneys are transferred to the Minister.

C15 Functions transferred and references to Minister for Industry and Energy construed as Minister for Trade Commerce and Tourism (16.12.1983) by *Industry (Transfer of Departmental Administration and Ministerial Functions) Order 1983* (S.I. No. 383 of 1983), arts. 3, 4, in effect as per art. 1(2), subject to transitional provisions in arts. 5-9.

3. (1) The administration and business in connection with the exercise, performance or execution of any functions transferred by Article 4 of this Order are hereby transferred to the Department of Trade, Commerce and Tourism.

(2) References to the Department of Industry and Energy contained in any Act or instrument made thereunder and relating to any administration and business transferred by paragraph (1) of this Article shall, on and after the commencement of this Order, be construed as references to the Department of Trade, Commerce and Tourism.

4. (1) The functions vested in the Minister for Industry and Energy by or under the statutes and regulations mentioned in the Schedule to this Order are hereby transferred to the Minister for Trade, Commerce and Tourism.

(2) Any functions in relation to industry vested in the Minister for Industry and Energy by section 1 (vii) of the Ministers and Secretaries Act, 1924 (No. 16 of 1924), and not transferred by paragraph 1 of this Article, are hereby transferred to the Minister for Trade, Commerce and Tourism.

(3) References to the Minister for Industry and Energy contained in any Act or instrument made thereunder and relating to any functions transferred by this Article shall, on and after the commencement of this Order, be construed as references to the Minister for Trade, Commerce and Tourism.

C16 Functions transferred and references to Minister for Industry, Commerce and Energy construed as Minister for Energy (22.01.1980) by *Energy (Transfer of Departmental Administration and Ministerial Functions) Order 1980* (S.I. No. 9 of 1980), art. 4(2), in effect as per art. 1(2), subject to transitional provisions in arts. 5-9.

3. (1) The administration and business in connection with the exercise, performance or execution of any functions transferred by paragraph (1) of this Article shall, on and after the Department of Energy.

(2) References to the Department of Industry, Commerce and Energy contained in any Act or instrument made thereunder and relating to any administration and business transferred by paragraph (I) of this Article shall, on and after the commencement of this Order, be construed as references to the Department of Energy.

4. (1) The functions vested in the Minister for Industry, Commerce and Energy by or under the statutes and statutory instruments mentioned in the Schedule to this Order are hereby transferred to the Minister for Energy.

(2) Any functions in relation to natural resources vested in the Minister for Industry, Commerce and Energy by section 1 (vii) of the Ministers and Secretaries Act, 1924 (No. 16 of 1924), and not transferred by paragraph (1) of this Article are hereby transferred to the Minister for Energy.

...

(4) References to the Minister for Industry, Commerce and Energy contained in any Act or instrument made thereunder and relating to any functions transferred by this Article shall, on and after the commencement of this Order, be construed as references to the Minister for Energy.

C17 Functions transferred and references construed (1.11.1973) by *Public Service (Transfer of Departmental Administration and Ministerial Functions) Order 1973* (S.I. No. 294 of 1973), art. 3(1)(c), (2), in effect as per art. 1(2), subject to transitional provisions in arts. 5-8.

3. (1) The administration and business in connection with the exercise, performance or execution of— ...

(c) any functions referred to in section 1 (ii) of the Ministers and Secretaries Act, 1924 (No. 16 of 1924), that relate to equipment for the automatic processing of information,

are hereby transferred to the Department of the Public Service.

(2) References to the Department of Finance contained in any Act or instrument made thereunder and relating to any administration and business transferred by paragraph (1) of this Article shall, on and after the operative date, be construed as references to the Department of the Public Service.

...

(6) References to the Minister for Finance contained in any enactment or instrument made thereunder and relating to any functions transferred by this Article shall, on and after the operative date, be construed as references to the Minister for the Public Service.

C18 Provision construed (11.07.1945) by *Minister for Supplies (Transfer of Functions) Act 1945* (21/1945), s. 7(1), commenced on enactment.

Construction of certain enactments.

7.—(1) Paragraph (vii) of section 1 of the Ministers and Secretaries Act, 1924 (No. 16 of 1924), and the Turf (Use and Development) Act, 1936 (No. 23 of 1936), shall, on and after the appointed day, have effect as if the Transfer of Administration and Functions (Turf) Order, 1941 (S. R. & O., No. 285 of 1941), and the Transfer of Administration and Functions (Turf) Order, 1943 (S. R. & O., No. 54 of 1943), had not been made.

...

C19 Functions transferred and references to Department of Finance construed as Department of Public service (1.11.1973) by *Public Service (Transfer of Departmental Administration and Ministerial Functions) Order 1973* (S.I. 294 of 1973), art. 3(1)(c), 2, in effect as per art. 1(2), subject to transitional provisions in arts. 5-8.

3. (1) The administration and business in connection with the exercise, performance or execution of— ...

(c) any functions referred to in section 1 (ii) of the Ministers and Secretaries Act, 1924 (No. 16 of 1924), that relate to equipment for the automatic processing of information,

are hereby transferred to the Department of the Public Service.

(2) References to the Department of Finance contained in any Act or instrument made thereunder and relating to any administration and business transferred by paragraph (1) of this Article shall, on and after the operative date, be construed as references to the Department of the Public Service.

Editorial Notes:

E19 Power pursuant to act exercised (1.06.2013) by *Burial Ground (Amendment) Regulations 2013* (S.I. No. 144 of 2013), in effect as per reg. 2.

Ministers to be corporations sole and to have certain powers.

2.—(1) Each of the Ministers, heads of the respective Departments of State mentioned in Section 1 of this Act, shall be a corporation sole under his style or name aforesaid (which may be lawfully expressed with equal validity and effect whether in the Irish Language or in its English equivalent as set out in the preceding section), and shall have perpetual succession and an official seal (which shall be officially and judicially noticed), and may sue and (subject to the fiat of the Attorney-General having been in each case first granted) be sued under his style or name aforesaid, and may acquire, hold and dispose of land for the purposes of the functions, powers or duties of the Department of State of which he is head or of any branch thereof.

(2) The Executive Council shall on the recommendation of the Minister appoint the principal officer of each of the said Departments and each of the said Ministers may appoint such other officers and servants to serve in the Department of which he is the head, as such Minister may, with the sanction of the Minister for Finance, determine, but every appointment made under this sub-section shall be subject to the provisions of the Civil Service Regulation Act, 1923 (No. 35 of 1923) or of any Act for the time being in force replacing or amending that Act.

(3) F5**[**...**]**

(4) The expenses of each of the Departments of State established under this Act, to such amount as may be sanctioned by the Minister for Finance, shall be paid out of moneys provided by the Oireachtas.

Annotations

Amendments:

F5 Repealed (18.02.1957) by *Civil Service Regulation Act 1956* (46/1956), s. 22(1), (2) and sch., S.I. No. 18 of 1957.

Modifications (not altering text):

C20 Subs. (1) declared unconstitutional insofar as it requires the fiat of the Attorney General to be obtained before proceedings in the High Court can be validly instituted against a Minister for State, as held by the High Court in *Macauley v Minister for Posts and Telegraphs* [1966] 1 IR 345.

C21 Functions transferred and references to Minister for Finance construed as Minister for Public Expenditure and Reform (6.07.2011) by *Ministers and Secretaries (Amendment) Act 2011* (10/2011), s. 8, S.I. No. 401 of 2011.

Transfer of certain expenditure functions to Minister.

8.— (1) The functions of the Minister for Finance—

(*a*) referred to in section 1(ii) of the Act of 1924 relating to the expenditure of the revenues of the State, in so far only as they consist of, or are connected with, the preparation of the estimate of expenditure for each financial year in respect of each supply service, and

(*b*) under subsections (2) and (4) of section 2 of the Act of 1924,

are transferred to the Minister.

(2) The functions of the Minister for Finance referred to in section 1(ii) of the Act of 1924 consisting of the supervision and control of all purchases made for or on behalf of, and all supplies of commodities and goods held by, any Department of State and the disposal thereof are transferred to the Minister.

(3) The functions of the Minister for Finance (other than functions conferred by or under statute) consisting of the carrying out of reviews of expenditure of public moneys are transferred to the Minister.

C22 Functions transferred and references to the Minister for Finance construed as Minister for Public Service (1.11.1973) by *Public Service (Transfer of Departmental Administration and Ministerial Functions) Order 1973* (S.I. No. 294 of 1973), arts. 4(1)(c), (6), in effect as per art. 1(2), subject to transitional provisions in arts. 5-8.

4. (1) The functions vested in the Minister for Finance by or under the following enactments are hereby transferred to the Minister for the Public Service: ...

(c) section 2 (2) of the Ministers and Secretaries Act, 1924, in so far as it relates to the sanctioning of appointments,

...

(6) References to the Minister for Finance contained in any enactment or instrument made thereunder and relating to any functions transferred by this Article shall, on and after the operative date, be construed as references to the Minister for the Public Service.

C23 Subs. (1) declared unconstitutional insofar as it requires the fiat of the Attorney General to be obtained before proceedings in the High Court can be validly instituted against a Minister for State, as held by the High Court in *Macauley v Minister for Posts and Telegraphs* [1966] 1 IR 345.

Editorial Notes:

E20 Power pursuant subs. (3) exercised (22.12.1945) by *Civil Service (Emergency Bonus) Regulations 1945* (S.I. No. 345 of 1945); enabling subsection repealed (18.02.1957) as per F-note above but extant regulations continued in force as per s. 22(2).

E21 Power pursuant subs. (3) exercised (20.12.1944) by *Civil Service (Bonus) Regulations 1944* (S.I. No. 364 of 1944); enabling subsection repealed (18.02.1957) as per F-note above but extant regulations continued in force as per s. 22(2).

E22 Power pursuant subs. (3) exercised (3.02.1944) by *Civil Service (Emergency Bonus) Regulations 1944* (S.I. No. 43 of 1944); enabling subsection repealed (18.02.1957) as per F-note above but extant regulations continued in force as per s. 22(2).

E23 Power pursuant subs. (3) exercised (1.01.1943) by *Civil Service (Emergency Bonus) Regulations 1943* (S.I. No. 1 of 1943); enabling subsection repealed (18.02.1957) as per F-note above but extant regulations continued in force as per s. 22(2).

E24 Power pursuant to subs. (3) exercised (30.06.1942) by *Civil Service (Stabilisation of Bonus) (Amendment) Regulations 1942* (S.I. No. 258 of 1942); enabling subsection repealed (18.02.1957) as per F-note above but extant regulations continued in force as per s. 22(2).

E25 Power pursuant to subs. (3) exercised (1.07.1940) by *Civil Service (Stabilisation of Bonus) Regulations 1940* (S.I. No. 177 of 1940); enabling subsection repealed (18.02.1957) as per F-note above but extant regulations continued in force as per s. 22(2).

Allocation of Departments of State among Ministers.

3.—F6**[**...**]**

Annotations

Amendments:

F6 Repealed (24.12.1946) by *Ministers and Secretaries (Amendment) Act 1946* (38/1946), s. 5 and sch., commenced on enactment.

Remuneration of Ministers.

4.—F7**[**...**]**

Annotations

Amendments:

F7 Repealed (22.12.1938) by *Ministerial and Parliamentary Offices Act 1938* (38/1938), s. 2 and sch., commenced on enactment.

Collective responsibility of Executive Council preserved.

5.—Nothing in this Act contained shall derogate from the collective responsibility of the Executive Council as provided by the Constitution notwithstanding that members of the Executive Council may be appointed individually to be Ministers, heads of particular Departments of State.

The Attorney General.

6.—(1) There shall be vested in the Attorney-General of Saorstát Eireann (who shall be styled in Irish Príomh-Atúrnae Shaorstáit Eireann and shall be appointed by the Governor-General on the nomination of the Executive Council) the business, powers, authorities, duties and functions formerly vested in or exercised by the Attorney-General for Ireland, the Solicitor-General for Ireland, the Attorney-General for Southern Ireland, the Solicitor-General for Southern Ireland, the Law Adviser to the Lord Lieutenant of Ireland and any or all of them respectively, and the administration and control of the business, powers, authorities, duties and functions of the branches and officers of the public services specified in the Ninth Part of the Schedule to this Act and also the administration and business generally of public services in connection with the representation of the Government of Saorstát Eireann and of the public in all legal proceedings for the enforcement of law, the punishment of offenders and the assertion or protection of public rights and all powers, duties and functions connected with the same respectively, together with the duty of advising the Executive Council and the several Ministers in matters of law and of legal opinion.

F8**[**(1A) Notwithstanding subsection (1) of this section the administration and control of the business, powers, authorities, duties and functions, vested in or exercised by the Attorney General by virtue of subsection (1) of this section as relate to local State Solicitors are transferred to the Director of Public Prosecutions (established by the Prosecution of Offences Act 1974).

(1B) Nothing in subsection (1A) shall affect the operation of any contract or agreement in force at the time of coming into operation of that subsection.**]**

(2) The Attorney-General may be or become a member of Dáil Eireann, and if he is a member of Dáil Eireann at the time of his appointment he shall not be under any obligation to resign his seat or to submit himself for re-election. He shall hold office so long only as the President of the Executive Council by whom he was nominated continues to hold office.

Annotations

Amendments:

F8 Inserted (16.05.2007) by *Civil Service Regulation (Amendment) Act 2005* (18/2005), s. 28, S.I. No. 229 of 2007.

Modifications (not altering text):

C24 Functions transferred (30.11.2001) by *National Treasury Management Agency (Amendment) Act 2000* (39/2000), s. 10(1), S.I. No. 526 of 2001.

Functions of Attorney General.

10.—(1) The claims management functions shall, in so far as section 6 (1) of the Ministers and Secretaries Act, 1924, applies to them, be performed by the Agency on behalf of the Attorney General.

...

Power to Executive Council to appoint Parliamentary Secretaries.

7.—F9**[**...**]**

Annotations

Amendments:

F9 Repealed (1.01.1978) by *Ministers and Secretaries (Amendment) (No. 2) Act 1977* (28/1977), s. 6, S.I. No. 378 of 1977.

Editorial Notes:

E26 Previous affecting provision: subs. (5) repealed (22.12.1938) by *Ministerial and Parliamentary Offices Act 1938* (38/1938), s. 2 and sch.; section repealed (1.01.1978) as per F-note above.

Constitution of the Council of Defence.

8.—F10**[**...**]**

Annotations

Amendments:

F10 Repealed (1.01.1955) by *Defence Act 1954* (18/1954), s. 9 and sch. 1, S.I. No. 233 of 1954.

Powers of Executive Council in respect of statutory bodies.

9.—(1) It shall be lawful for the Executive Council—

(*a*) by an Order of the Executive Council, to dissolve any Board of Commissioners or statutory body to which this section applies; and

(*b*) by the same Order to transfer to, or confer or impose on, the Minister or Ministers who is or are head or heads of the appropriate Department or Departments of State concerned with the public services of any Board of Commissioners or statutory body dissolved under this section, all or any of the jurisdictions, powers, duties, and functions of such dissolved Board of Commissioners or statutory body; and

(*c*) by the same or any subsequent Order to vest in the Minister or respective Ministers who is or are the head or heads of such appropriate Department or Departments of State as aforesaid, all or any part of the lands, hereditaments, tenements and premises situate in Saorstát Eireann and all other property and assets (including choses-in-action) which were on the 6th day of December, 1921, or shall at the time of making any such Order under this sub-section be vested, whether by statute, deed, contract, or otherwise, in or held in trust for any Board of Commissioners or statutory body dissolved by an Order under this sub-section, so that the same shall under and by virtue of such Order without the necessity for any other conveyance or assignment whatsoever but subject where necessary to transfer in the books of any bank, company or corporation become and be vested in such Minister or respective Ministers for all the estate, term, and interest, or respective estates, terms, and interests for which the same were immediately before the making of such Order vested in or held by such dissolved Board of Commissioners or statutory body, but subject to such (if any) trusts and equities as shall affect the said lands, hereditaments, tenements and premises property and assets respectively at the time of making such Order and shall be then legally subsisting and capable of being performed; and

(*d*) by the same or any subsequent Order to determine and declare which is or are the appropriate Department or Departments of State for the purposes of this sub-section to or on whose Minister or respective Ministers the jurisdictions, powers, duties, and functions of any such dissolved Board of Commissioners or statutory body shall be transferred, conferred, or imposed as aforesaid; and

(*e*) by the same or any subsequent Order to make such adaptations and modifications as the Executive Council may consider necessary of or in any British Statute relating to any Board of Commissioners or other statutory body dissolved under this section.

(2) It shall be lawful for the Executive Council—

(*a*) by an Order of the Executive Council to transfer to and confer or impose on any Minister any of the jurisdictions, powers, duties, and functions of any Board of Commissioners or statutory body to which this section applies, and to declare that the public services and officers concerned with the jurisdictions, powers, duties and functions transferred, conferred, or imposed by such Order as aforesaid are comprised and included in the public services and officers of the Department of State administered by or under such Minister as head thereof; and

(*b*) by the same or any subsequent Order to vest in the Minister or respective Ministers who is or are the head or heads of such appropriate Department or Departments of State as aforesaid all or any part of the lands, hereditaments, tenements, and premises situate in Saorstát Eireann and all other property and assets (including choses-in-action) which were on the 6th day of December, 1921, or shall at the time of making any such Order under this sub-section be vested, whether by statute, deed, contract or otherwise, in or held in trust for any such Board of Commissioners or statutory body and which were connected with the exercise or performance of any of the jurisdictions, powers, duties or functions transferred, conferred, or imposed by an Order under this sub-section so that the same shall under and by virtue of such Order without the necessity for any other conveyance or assignment whatsoever but subject where necessary to transfer in the books of any bank, company or corporation become and be vested in such Minister or respective Ministers for all the estate, term and interest, or respective estates, terms and interests for which the same were immediately before the making of such Order vested in or held by such Board of Commissioners or statutory body, but subject to such (if any) trusts and equities as shall affect the said lands, hereditaments, tenements and premises property and assets

respectively at the time of making such Order and shall be then legally subsisting and capable of being performed; and

(*c*) by the same or any subsequent Order to determine and declare which is or are the appropriate Department or Departments of State for the purposes of this sub-section to or on whose Minister or respective Ministers the jurisdictions, powers, duties and functions of any Board of Commissioners or statutory body shall be transferred, conferred, or imposed as aforesaid; and

(*d*) by the same or any subsequent Order to make such adaptations and modifications as the Executive Council may consider necessary of or in any British Statute relating to any Board of Commissioners or statutory body whose or any of whose jurisdictions, powers, duties and functions are transferred, conferred, or imposed by an Order under this sub-section.

(3) So long as any Board of Commissioners or statutory body to which this section applies shall continue to exist, and until the same shall be dissolved under this section, the jurisdictions, powers, duties and functions of such Board of Commissioners or statutory body, or such of those jurisdictions, powers, duties or functions as shall not have been divested or transferred from such Board of Commissioners or statutory body by any Order under this section, and the exercise and performance thereof shall be and remain subject to the direction and control of the Minister who is head of the appropriate Department of State concerned with the public services of such Board of Commissioners or statutory body, and such Minister shall be responsible for the administration of the services of such Board of Commissioners or statutory body, and if any question shall arise as to which is the Minister or appropriate Department of State concerned with any public service for the purposes of this sub-section, such question shall be determined by the President of the Executive Council, whose decision shall be final.

(4) The Boards of Commissioners and statutory bodies to which this section applies are all statutory Boards of Commissioners and other statutory boards and bodies exercising any function of government or discharging any public duties in relation to public administration in Saorstát Eireann, and also any Board of Commissioners established by Order of the Executive Council under Section 7 of the Adaptation of Enactments Act, 1922 (No, 2 of 1922), but this section shall not apply to or affect any university established by Royal Charter or any body corporate similarly established for the regulation of the admission, qualification, and conduct of the members of any profession or business notwithstanding that such university or body is in other respects a statutory body.

Annotations

Modifications (not altering text):

C25 Application of section restricted by *Central Bank Act 1942* (22/1942), s. 6, as substituted (1.05.2003) by *Central Bank and Financial Services Authority of Ireland Act 2003* (12/2003), s. 6, S.I. No. 160 of 2003, subject to transitional provisions in s. 36 and sch. 3.

[Bank to perform functions of European System of Central Banks.

6.—(1) The Bank shall perform all functions imposed, and exercise all powers conferred, on the Bank by or under the Rome Treaty or the ESCB Statute.

...

(3) Section 9 of the Ministers and Secretaries Act 1924 does not apply to the Bank.]

C26 Application of subs. (3) restricted (4.07.2011) by *Ministers and Secretaries (Amendment) Act 2011* (10/2011), s. 101, commenced on enactment.

101.— (1) The Revenue Commissioners shall be independent in the performance of their functions under, or for the purposes of, a relevant enactment.

(2) Neither section 9(3) of the Act of 1924 nor Article 9 of the Revenue Commissioners Order 1923 (S.I. No. 2 of 1923) shall apply to the Revenue Commissioners in the performance by them of their functions under, or for the purposes of, a relevant enactment.

C27 Application of section extended (5.03.1926) by *Adaptation of Charters Act 1926* (6/1976), s. 3, commenced on enactment.

Amendment of section 9 of Ministers and Secretaries Act, 1924.

3.—(1) Any board or body constituted and governed by charter and also any board or body constituted by charter and governed by statute or partly by statute and partly by charter, and also any board or body constituted by statute and governed by charter or partly by charter and partly by statute shall be deemed to be a statutory board or body for the purposes of section 9 of the Ministers and Secretaries Act, 1924 (No. 16 of 1924).

(2) For the purposes of the said section 9 of the Ministers and Secretaries Act, 1924, the words "any board of commissioners established by order of the Executive Council under section 7 of the Adaptation of Enactments Act, 1922 (No. 2 of 1922)" shall include a board of commissioners established by order of the Executive Council under the said section 7 as amended by this Act.

Editorial Notes:

E27 Power pursuant to subs. (2) exercised (12.03.1996, deemed) by *Heritage (Transfer of Functions of Commissioners of Public Works in Ireland) Order 1996* (S.I. No. 332 of 1996), in effect as per art. 1(2).

E28 Power pursuant to section exercised (31.12.1955) by *Royal Hospital, Kilmainham (Dissolution of Governors and Revocation of Charters) Order 1955* (S.I. No. 260 of 1955), in effect as per art. 1(2).

E29 Power pursuant to subs. (1) exercised (2.08.1935) by *National Education Commissioners (Transfer of Functions) Order 1935* (S.I. No. 264 of 1935), in effect as per signature.

E30 Power pursuant to section exercised (2.01.1933) by *Irish Insurance Commissioners (Transfer of Functions) Order 1933* (S.I. No. 1 of 1933).

E31 Power pursuant to section exercised (18.12.1928) by *General Prisons Board (Transfer of Functions) Order 1928* (S.I. No. 79 of 1928).

E32 Power pursuant to subs. (2) exercised (31.08.1928) by *Irish Land Commission (Fisheries and Rural Industries) (Transfer of Functions) Order 1928* (S.I. No. 60 of 1928).

E33 Power pursuant to section exercised (13.12.1927) by *Department of Agriculture and Technical Instruction For Ireland (Education) (Transfer of Functions) Order 1927* (S.I. No. 101 of 1927).

E34 Power pursuant to section exercised (12.08.1927) by *Saorstát Eireann Forestry Commissioners (Transfer of Functions) Order 1927* (S.I. No. 69 of 1927).

E35 Power pursuant to section exercised (12.01.1927) by *Department of Agriculture and Technical Instruction For Ireland (Fisheries) (Transfer of Functions) Order 1927* (S.I. No. 5 of 1927).

E36 Power pursuant to section exercised (31.03.1925) by *Commissioners of Education in Ireland (Transfer of Functions) Order 1925* (S.I. No. 22 of 1925).

E37 Power pursuant to subs. (1) exercised (31.03.1925) by *Intermediate Education Commissioners (Transfer of Functions) Order 1925* (S.I. No. 17 of 1925).

E38 Power pursuant to section exercised (19.06.1924) by *Electricity Commissioners (Transfer of Functions) Order 1924* (S.I. No. 7 of 1924).

E39 Previous affecting provision: power pursuant to subs. (2) exercised (12.03.1996) by *Heritage (Transfer of Functions of Commissioners of Public Works) Order 1996* (S.I. No. 61 of 1996), in effect as per art. 1(2); revoked (12.03.1996, deemed) by *Heritage (Transfer of Functions of Commissioners of Public Works in Ireland) Order 1996* (S.I. No. 332 of 1996), art. 6, in effect as per art. 1(2).

E40 Previous affecting provision: application of section restricted (4.11.1942) by *Central Bank Act 1942* (22/1942), s. 5(6), commenced on enactment; section substituted (1.05.2003) by *Central Bank and Financial Services Authority of Ireland Act 2003* (12/2003), s. 4, S.I. No. 160 of 2003.

Expenses of public services payable out of special funds.

10.—Wherever the expenses or any part of the expenses of any public service assigned by or under this Act to any Department of State are now payable out of any specific departmental or other public funds other than the Central Fund or moneys provided by the Oireachtas, or any specific departmental or other public funds other than as aforesaid are now applicable to or towards the discharge of the expenses or any part of the expenses of any such public service, it shall be lawful for the Executive Council by Order to do all or any of the following things:—

(*a*) to provide for the continued discharge of any such expenses as aforesaid or any part thereof out of the funds out of which the same are now payable or which are now applicable to or towards the discharge thereof;

(*b*) to make all such apportionments of public funds as may be rendered necessary by reason of the allotment by this Act of different portions of any such public service to different Departments of State;

(*c*) to provide for the winding-up and the payment into or disposal for the benefit of the Exchequer, in such manner as the Minister for Finance may appoint, of the whole or any part of the specific departmental or other public funds out of which such expenses or any part thereof have heretofore been payable or which have heretofore been applicable in or towards the discharge of such expenses or any part thereof as aforesaid, and to declare that such expenses shall hereafter be paid out of moneys provided by the Oireachtas.

Annotations

Modifications (not altering text):

C28 Functions transferred and references to "Department of Finance" and "Minister for Finance" construed (29.07.2011) by *Finance (Transfer of Departmental Administration and Ministerial Functions) Order 2011* (S.I. No. 418 of 2011), arts. 2, 3, 5 and sch. 1 part 2, in effect as per art. 1(2), subject to transitional provisions in arts. 6-9.

2. (1) The administration and business in connection with the performance of any functions transferred by this Order are transferred to the Department of Public Expenditure and Reform.

(2) References to the Department of Finance contained in any Act or instrument made thereunder and relating to the administration and business transferred by paragraph (1) shall, on and after the commencement of this Order, be construed as references to the Department of Public Expenditure and Reform.

3. The functions conferred on the Minister for Finance by or under the provisions of —

(a) the enactments specified in Schedule 1, and

(b) the statutory instruments specified in Schedule 2,

are transferred to the Minister for Public Expenditure and Reform.

...

5. References to the Minister for Finance contained in any Act or instrument under an Act and relating to any functions transferred by this Order shall, from the commencement of this Order, be construed as references to the Minister for Public Expenditure and Reform.

...

Schedule 1

Enactments

...

Part 2

1922 to 2011 Enactments

Number and Year (1)	Short Title (2)	Provision (3)
...	...	...
No. 16 of 1924	Ministers and Secretaries Act 1924	Sections 10 and 14
...	...	...

Editorial Notes:

E41 Power pursuant to section exercised (30.05.1941) by *Sea Fisheries Fund (Winding-Up) Order 1941* (S.I. No. 276 of 1941).

E42 Power pursuant to section exercised (27.03.1934) by *National School Teachers' Pension Fund (Winding-Up) Order 1934* (S.I. No. 43 of 1934).

E43 Power pursuant to section exercised (27.03.1928) by *General Cattle Diseases Fund (Cattle Pleuro-Pneumonia Account) (Winding-Up) Order 1928* (S.I. No. 11 of 1928).

E44 Power pursuant to section exercised (12.08.1927) by *Forestry Fund (Winding-Up) Order 1927* (S.I. No. 70 of 1927).

E45 Power pursuant to section exercised (31.03.1925) by *Intermediate Education Commissioners (Statutory Funds Winding-Up) Order 1925* (S.I. No. 18 of 1925), in effect as per signature.

E46 Power pursuant to section exercised (26.03.1925) by *Department of Agriculture and Technical Instruction (Winding-Up of a Fund For Congested Districts) Order 1925* (S.I. No. 21 of 1925).

E47 Power pursuant to section exercised (25.03.1925) by *Endowment Fund (Final Winding-Up) Order 1925* (S.I. No. 20 of 1925).

E48 Power pursuant to section exercised (23.03.1925) by *Development Fund (Winding-Up) Order 1925* (S.I. No. 15 of 1925).

E49 Power pursuant to section exercised (5.03.1925) by *Endowment Fund (Second Apportionment and Winding-Up) Order 1925* (S.I. No. 13 of 1925).

E50 Power pursuant to section exercised (5.03.1925) by *Endowment Fund (First Apportionment and Winding-Up) Order 1925* (S.I. No. 12 of 1925).

Power to Minister to function through agency of another Minister.

11.—F11**[**...**]**

Annotations

Amendments:

F11 Repealed (8.09.1939) by *Ministers and Secretaries (Amendment) Act 1939* (36/1939), s. 11, commenced as per s. 12.

Editorial Notes:

E51 Previous affecting provision: power pursuant to section exercised (1.08.1939) by *Minister For Industry and Commerce (Agency) Order 1939* (S.I. No. 194 of 1939); section repealed (8.09.1939) as per F-note above.

E52 Previous affecting provision: power pursuant to section exercised (13.07.1939) by *Minister For Finance (Agency) Order 1939* (S.I. No. 184 of 1939); section repealed (8.09.1939) as per F-note above.

E53 Previous affecting provision: power pursuant to section exercised (30.05.1939) by *Minister For Local Government and Public Health (Agency) (No. 2) Order 1939* (S.I. No. 132 of 1939); section repealed (8.09.1939) as per F-note above.

E54 Previous affecting provision: power pursuant to section exercised (4.05.1939) by *Minister For Local Government and Public Health (Agency) Order 1939* (S.I. No. 115 of 1939); section repealed (8.09.1939) as per F-note above.

E55 Previous affecting provision: power pursuant to section exercised (24.06.1932) by *Minister for Agriculture (Agency) Order 1932* (S.I. No. 57 of 1932); section repealed (8.09.1939) as per F-note above.

E56 Previous affecting provision: power pursuant to section exercised (24.06.1932) by *Minister for Industry and Commerce (Agency) Order 1932* (S.I. No. 56 of 1932); section repealed (8.09.1939) as per F-note above.

E57 Previous affecting provision: power pursuant to section exercised (24.06.1932) by *Minister for Local Government and Public Health (Agency) Order 1932* (S.I. No. 55 of 1932); section (8.09.1939) repealed as per F-note above.

E58 Previous affecting provision: power pursuant to section exercised (24.06.1927) by *Minister for Defence (Agency) Order 1927*; section repealed (8.09.1939) as per F-note above.

Power to Executive Council to redistribute public services amongst Ministers.

12.—F12**[**...**]**

Annotations

Amendments:

F12 Repealed (8.09.1939) by *Ministers and Secretaries (Amendment) Act 1939* (36/1939), s. 11, commenced as per s. 12.

Editorial Notes:

E59 Previous affecting provision: power pursuant to subs. (2) exercised (9.10.1936) by *Meteorological Services (Re-Distribution of Public Services) Order 1936* (S.I. No. 276 of 1936); section repealed (8.09.1939) as per F-note above.

E60 Previous affecting provision: power pursuant to subs. (2) exercised (1.06.1934) by *Forestry (Re-Distribution of Public Services) Consequential Order 1934* (S.I. No. 117 of 1934); section repealed (8.09.1939) as per F-note above.

E61 Previous affecting provision: power pursuant to subs. (2) exercised (1.04.1934) by *Fisheries (Re-Distribution of Public Services) Order 1934* (S.I. No. 40 of 1934), in effect as per art. 3; section repealed (8.09.1939) as per F-note above.

E62 Previous affecting provision: power pursuant to subs. (2) exercised (1.12.1933) by *Forestry (Re-Distribution of Public Services Order 1933* (S.I. No. 158 of 1933), in effect as per art. 3; section repealed (8.09.1939) as per F-note above.

E63 Previous affecting provision: power pursuant to subs. (2) exercised (1.04.1928) by *Geological Survey (Re-Distribution of Public Services) Order 1928* (S.I. No. 4 of 1928), in effect as per art. 2; section repealed (8.09.1939) as per F-note above.

E64 Previous affecting provision: power pursuant to subs. (2) exercised (22.07.1927) by *Irish Land Commission (Re-Distribution of Public Services) Order 1927* (S.I. No. 55 of 1927), in effect as per art. 2; section repealed (8.09.1939) as per F-note above.

E65 Previous affecting provision: power pursuant to subs. (2) exercised (1.03.1926) by *Registrar of Friendly Societies (Re-Distribution of Public Services) Order 1926* (S.I. No. 12 of 1926), in effect as per art. 1; section repealed (8.09.1939) as per F-note above.

Orders of Executive Council to be laid before each House of the Oireachtas.

13.—Every Order made by the Executive Council under this Act shall be laid before each House of the Oireachtas forthwith, and unless and until a resolution annulling such Order is passed by either House of the Oireachtas within the next subsequent twenty-one days on which that House has sat after such Order is laid before it, such Order shall have effect as if enacted in this Act, but no such resolution shall operate to prejudice the validity of anything previously done under such Order.

Apportionment of funds between Ministers.

14.—If and whenever any question or doubt shall arise as to the apportionment of any lands, moneys, funds, or other property which shall become transferable to or liable to be vested in any two or more Ministers under or by virtue of this Act or any order made thereunder, every such question or doubt shall be determined by the Minister for Finance, whose decision shall be final and conclusive.

Annotations

Modifications (not altering text):

C29 Functions transferred and references to "Department of Finance" and "Minister for Finance" construed (29.07.2011) by *Finance (Transfer of Departmental Administration and Ministerial Functions) Order 2011* (S.I. No. 418 of 2011), arts. 2, 3, 5 and sch. 1 part 2, in effect as per art. 1(2), subject to transitional provisions in arts. 6-9.

2. (1) The administration and business in connection with the performance of any functions transferred by this Order are transferred to the Department of Public Expenditure and Reform.

(2) References to the Department of Finance contained in any Act or instrument made thereunder and relating to the administration and business transferred by paragraph (1) shall, on and after the commencement of this Order, be construed as references to the Department of Public Expenditure and Reform.

3. The functions conferred on the Minister for Finance by or under the provisions of —

(a) the enactments specified in Schedule 1, and

(b) the statutory instruments specified in Schedule 2,

are transferred to the Minister for Public Expenditure and Reform.

...

5. References to the Minister for Finance contained in any Act or instrument under an Act and relating to any functions transferred by this Order shall, from the commencement of this Order, be construed as references to the Minister for Public Expenditure and Reform.

...

Schedule 1

Enactments

...

Part 2

1922 to 2011 Enactments

Number and Year (1)	Short Title (2)	Provision (3)
...	...	...
No. 16 of 1924	Ministers and Secretaries Act 1924	Sections 10 and 14
...	...	...

Authentication of official documents.

15.—(1) The seal of each Minister who is a head of a Department of State established under this Act shall, when affixed to any instrument or document, be authenticated by the signature of such Minister, or of some person authorised by that Minister to act in that behalf.

(2) Every document purporting to be an order or other instrument issued by a Minister who is the head of a Department of State established by this Act, and to be sealed with the seal of such Minister authenticated in manner aforesaid, or to be signed by such Minister, shall be received in evidence and be deemed to be such order or instrument without further proof, unless the contrary is shown.

(3) A certificate signed by a Minister that any order or other instrument purporting to be made or issued by such Minister, or by the Department of State for the time being assigned to him, or by any branch or officer thereof, is so made or issued, shall be conclusive evidence of the fact so certified.

(4) Nothing in this Act shall render the affixing of the official seal of a Minister who is the head of a Department of State established by this Act to any order or other instrument (not being a deed, conveyance or other instrument which if made by a person other than a corporation would be required by law to be sealed with the seal of such person) made by such Minister necessary to the validity of such order or other instrument, and any such order or other instrument, unless expressly required by any statute to be under seal, shall be sufficiently authenticated by the signature of such Minister or of the secretary or other officer of such Department of State duly authorised by such Minister to authenticate such orders and instruments.

Annotations

Modifications (not altering text):

C30 Reference construed (1.01.1955) by *Defence Act 1954* (18/1954), s. 304(1), S.I. No. 233 of 1954.

304.—(1) For the purposes of subsection (4) of section 15 of the Ministers and Secretaries Act, 1924 (No. 16 of 1924), as amended by subsection (2) of section 7 of the Documentary Evidence Act, 1925 (No. 24 of 1925), an officer, serving in any of the principal military branches of the Department of Defence, shall, in respect of any order or other instrument made by the Minister under or by virtue of this Act, be deemed to be an officer of the Department of Defence.

...

C31 Application of subss. (1), (4) extended (2.06.1924, deemed) by *Documentary Evidence Act 1925* (24/1925), s. 7, commenced as per ss. 7(3).

Authentication of official documents under Ministers and Secretaries Act, 1924.

7.—(1) A Minister who is head of a Department of State established under the Ministers and Secretaries Act, 1924 (No. 16 of 1924) may at any time or times authorise more than one person to authenticate by his signature the seal of such Minister, and where more than one person is so authorised by any such Minister the seal of such Minister shall be sufficiently authenticated for

the purposes of sub-section (1) of section 15 of the said Act if it is authenticated by the signature of one of the persons who are for the time being so authorised.

(2) Any such Minister as aforesaid may at any time or times authorise more than one officer of his Department of State to authenticate orders and instruments under sub-section (4) of section 15 of the Act aforesaid, and where more than one such officer is so authorised any order or instrument which can under that sub-section be authenticated by the signature of such Minister shall be sufficiently authenticated by the signature of any one of the officers who are for the time being so authorised.

(3) This section shall be deemed to have had effect as from the commencement of the said Ministers and Secretaries Act, 1924.

Executive Council to have a seal.

16.—(1) The Executive Council shall have an official seal which shall be officially and judicially noticed.

(2) The seal of the Executive Council shall, when affixed to any instrument or document, be authenticated by the signature of the President of the Executive Council or of the Vice-President or of a secretary or other officer of the Executive Council authorised by the President of the Executive Council to act in that behalf.

(3) Every document purporting to be an Order or other instrument issued by the Executive Council, and to be sealed with the seal of the Executive Council authenticated in manner aforesaid, shall be received in evidence and be deemed to be such Order or instrument without further proof, unless the contrary is shown.

(4) A certificate signed by the President or the Vice-President of the Executive Council that any Order or other instrument, purporting to be made or issued by the Executive Council, is so made or issued shall be conclusive evidence of the fact so certified.

Proof of official Orders, etc.

17.—*Prima facie* evidence of any Order, regulation or other official instrument made or issued by the Executive Council or by any Minister who is the head of a Department of State established by this Act may be given in all Courts of Justice and in all legal proceedings in all or any of the ways hereinafter mentioned, that is to say:—

(*a*) by the production of a copy of the *Iris Oifigiúil* purporting to contain such Order, regulation or instrument; or

(*b*) by the production of a copy of such Order, regulation or instrument purporting to be printed under the superintendence or authority of the Stationery Office; or

(*c*) by the production of a copy or extract purporting to be certified to be true, in the case of an Order, regulation or instrument made or issued by the Executive Council, by a secretary or other officer authorised in that behalf by the President of the Executive Council, and in the case of an Order, regulation or instrument made or issued by a Minister, by the secretary of such Minister or of the Department of State of which he is head or some other officer authorised in that behalf by the Minister to whom such Department of State is for the time being assigned, and it shall not be necessary in either case to prove the signature of such secretary or officer or that he is in fact such secretary or officer or was in fact authorised as aforesaid.

Annotations

Modifications (not altering text):

C32 References to "Minister" and "Minister who is the head of a Department of State" construed (1.01.1978) by *Ministers and Secretaries (Amendment) (No. 2) Act 1977* (28/1977), s. 3, S.I. No. 378 of 1977.

3.—The references in section 17 of the Ministers and Secretaries Act, 1924, and sections 4 and 6 of the Documentary Evidence Act, 1925, to a Minister and a Minister who is the head of a Department of State shall be construed as including references to a Minister of State and a Parliamentary Secretary.

C33 References construed (1.01.1955) by *Defence Act 1954* (18/1954), s. 304(2), S.I. No. 233 of 1954.

304.— ...

(2) For the purposes of paragraph (c) of section 17 of the Ministers and Secretaries Act, 1924, an officer serving in any of the principal military branches of the Department of Defence shall be deemed to be an officer within the meaning of the said paragraph (c).

References to Ministers in existing Acts.

18.—Every mention or reference contained in any Act of the Oireachtas passed before this Act or which shall be passed in the present Session of the Oireachtas or in any Order, rule, or regulation made or to be made under any such Act, of or to any of the Ministers mentioned in the first column of the Tenth Part of the Schedule to this Act shall be construed and take effect as a mention of or reference to the Minister, head of a Department of State established under this Act, mentioned in the second column of the said Tenth Part of the said Schedule opposite the Minister mentioned in the said first column.

Laying of reports before the Oireachtas.

19.—Wherever any statutory board of commissioners or other statutory or public board or body or public authority is by any existing law required to present any annual or other report to the Lord Lieutenant or to Parliament or to any Parliamentary head of any Department of State, every such report shall after the passing of this Act be presented in the first instance to the Minister who is head of the Department of State for the time being concerned with the services or functions of such board, body, or authority, and if such Minister be for the time being an Executive Minister he shall present the report to the Executive Council, which shall cause the report to be laid before each House of the Oireachtas, but if such Minister be not for the time being an Executive Minister he shall himself cause the report to be laid before each House of the Oireachtas.

Short title and commencement.

20.—(1) This Act may be cited for all purposes as the Ministers and Secretaries Act, 1924.

(2) This Act shall come into operation on such day as may be fixed by an Order of the Executive Council either generally or with reference to any particular provision of this Act and different days may be appointed for different purposes and different provisions of this Act.

(3) In every case if any person has prior to the actual passing of this Act been acting as and discharging the functions by this Act attributed to the office of any Minister or Secretary constituted by this Act, his acts shall be as valid and effective as if this Act had been already passed at the time when he so purported to act.

Annotations

Editorial Notes:

E66 Power pursuant to subs. (2) exercised 2.06.1924) by *Ministers and Secretaries Act, 1924 (Commencement) Order 1924* (S.I. No. 4 of 1924).

3. The 2nd day of June, 1924, is hereby fixed and appointed as the day on which the Ministers and Secretaries Act, 1924 (No. 16 of 1924), shall come into operation generally and for all purposes.

SCHEDULE.

First Part.

Particular Branches of Administration assigned to an Roinn Airgid (The Department of Finance).

The business and functions formerly administered, and discharged by the British Treasury in Ireland.

The Revenue Commissioners.

The Paymaster General and Deputy Paymaster for Ireland.

The Government Actuary.

The Commissioners of Public Works in Ireland.

The Civil Service Commission.

The Commissioner of Valuation and Boundary Surveyor for Ireland.

F13**[**...**]**

The Superintendent of the Teachers' Pension Office.

The Stationery Office.

The Old Age Pensions, save as regards appeals governed by Statute.

The Post Office Savings Bank F14**[**...**]**.

The Registrar of Friendly Societies.

Second Part.

Particular Branches of Administration assigned to an Roinn Dlí agus Cirt (The Department of Justice).

All Courts of Justice and the Offices thereof save in so far as the same are reserved to the Executive Council or are excepted from the authority of the Executive Council or of an Executive Minister.

Police.

The General Prisons Board for Ireland and all Prisons.

The Registrar of District Court Clerks.

The Public Record Office.

The Registry of Deeds.

The Land Registry.

The Commissioners of Charitable Donations and Bequests for Ireland.

Third Part.

Particular Branches of Administration assigned to an Roinn Rialtais Aitiúla agus Sláinte Puiblí (The Department of Local Government and Public Health).

The Local Government Board for Ireland, including appeals under the Old Age Pensions Acts.

The Inspectors of Lunatic Asylums in Ireland.

National Health Insurance Commission.

The Registrar-General of Births, Deaths and Marriages in Ireland.

Roads Department (formerly Ministry of Transport).

Clerk of the Crown and Hanaper so far as concerned with Elections.

General Nursing Council and Central Midwives Board.

Fourth Part.

Particular Branches of Administration assigned to an Roinn Oideachais (The Department of Education).

The Commissioners of National Education in Ireland.

The Intermediate Education Board for Ireland.

The Commissioners of Education in Ireland (Endowed Schools).

The Inspector of Reformatory and Industrial Schools.

The Department of Agriculture and Technical Instruction for Ireland (business and functions relating to Technical Instruction only).

The College of Science.

The Geological Survey in Ireland.

The National Museum of Science and Art.

The National Library of Ireland.

The National Gallery of Ireland.

F15**[**...**]**

Meteorological Services.

Fifth Part.

F16**[**...**]**

Sixth Part.

Particular Branches of Administration assigned to an Roinn Tionnscail agus Tráchtála (The Department of Industry and Commerce).

Ministry of Transport (excluding the Roads Department).

The Board of Trade.

Registrar of Companies.

Registrar of Business Names.

Registration of Shipping.

Minister for Labour.

Electricity Commissioners.

Chief and other Inspectors of Factories.

Seventh Part.

F17**[**...**]**

Eighth Part.

F18**[**...**]**

Ninth Part.

Particular Services assigned to an Príomh-Atúrnae (The Attorney-General)

Chief Crown Solicitor for Ireland.

Chief State Solicitor's Department and all local State Solicitors.

Treasury Solicitor for Ireland.

Parliamentary Draftsman.

Charities.

Estates of illegitimate deceased persons.

Tenth Part.

Ministers named in former Acts.	Corresponding Ministers under this Act.
Minister for Finance	Aire Airgid (Minister for Finance)
Minister for Home Affairs	Aire Dlí agus Cirt (Minister for Justice)
Minister for Local Government	Aire Rialtais Aitiúla agus Sláinte Puiblí (Minister for Local Government and Public Health)
Minister for Education	Aire Oideachais (Minister for Education)
Minister for Agriculture	Aire Tailte agus Talmhaíochta (Minister for Lands and Agriculture)
Minister for Industry and Commerce	Aire Tionnscail agus Tráchtála (Minister for Industry and Commerce)
Minister for Fisheries	Aire Iascaigh (Minister for Fisheries)
Postmaster-General	Aire Puist agus Telegrafa (Minister for Posts and Telegraphs)
Minister for Defence	Aire Cosanta (Minister for Defence)
Minister for External Affairs	Aire Gnóthaí Coigríche (Minister for External Affairs)

Annotations

Amendments:

F13 Deleted (4.03.2002, establishment day) by *Ordnance Survey Ireland Act 2001* (43/2001), s. 36, commenced on enactment and as per s. 36, S.I. No. 73 of 2002.

F14 Deleted (13.07.1983) by *Postal and Telecommunications Services Act 1983* (24/1983), s. 7 and sch. 3 part 1, commenced on enactment.

F15 Deleted (1.12.1971) by *National College of Art and Design Act 1971* (28/1971), s. 30, commenced on enactment.

F16 Repealed (1.09.1928) by *Ministers and Secretaries (Amendment) Act 1928* (6/1928), s. 2(4), S.I. No. 49 of 1928.

F17 Repealed (1.09.1928) by *Ministers and Secretaries (Amendment) Act 1928* (6/1928), s. 3(4), S.I. No. 49 of 1928.

(4) Paragraph (viii) of section 1 of the Principal Act and the Seventh Part of the Schedule to the Principal Act are hereby repealed.

F18 Repealed (27.12.1983) by *Ministers and Secretaries (Amendment) Act 1983* (40/1983), s. 14(c), commenced on enactment.

Number 16 *of* 1924

MINISTERS AND SECRETARIES ACT 1924

REVISED

Updated to 21 February 2025

About this Revised Act

This Revised Act presents the text of the Act as it has been amended since enactment, and preserves the format in which it was passed.

Related legislation

Ministers and Secretaries Acts 1924 to 2020: this Act is one of a group of Acts included in this collective citation, to be construed together as one (*Ministers and Secretaries and Ministerial, Parliamentary, Judicial and Court Offices (Amendment) Act 2020*, s. 3(2)). The Acts in this group are:

- *Ministers and Secretaries Act 1924* (16/1924)
- *Ministers and Secretaries (Amendment) Act 1928* (6/1928)
- *Ministers and Secretaries (Amendment) Act 1939* (36/1939)
- *Ministers and Secretaries (Amendment) Act 1946* (38/1946)
- *Ministers and Secretaries (Amendment) Act 1956* (21/1956)
- *Ministers and Secretaries (Amendment) Act 1966* (18/1966)
- *Ministers and Secretaries (Amendment) Act 1973* (14/1973)
- *Ministers and Secretaries (Amendment) Act 1977* (27/1977)
- *Ministers and Secretaries (Amendment) (No. 2) Act 1977* (28/1977)
- *Ministers and Secretaries (Amendment) Act 1980* (2/1980)
- *Ministers and Secretaries (Amendment) Act 1983* (40/1983)
- *Ministers and Secretaries (Amendment) Act 1995* (1/1995)
- *Ministers and Secretaries (Ministers of State) Act 2007* (33/2007)
- *Ministers and Secretaries (Amendment) Act 2011* (10/2011)
- *Ministers and Secretaries (Amendment) Act 2013* (29/2013), other than s. 3
- *Ministers and Secretaries (Amendment) Act 2017* (18/2017)
- *Ministers and Secretaries and Ministerial, Parliamentary, Judicial and Court Offices (Amendment) Act 2020* (11/2020), s. 1

Acts previously included in the group but now repealed are:

- *Ministers and Secretaries (Amendment) Act 1959* (17/1959)

Annotations

This Revised Act is annotated and includes textual and non-textual amendments, statutory instruments made pursuant to the Act and previous affecting provisions.

An explanation of how to read annotations is available at www.lawreform.ie/annotations.

Material not updated in this revision

Where other legislation is amended by this Act, those amendments may have been superseded by other amendments in other legislation, or the amended legislation may have been repealed or revoked. This information is not represented in this revision but will be reflected in a revision of the amended legislation if one is available.

Where legislation or a fragment of legislation is referred to in annotations, changes to this legislation or fragment may not be reflected in this revision but will be reflected in a revision of the legislation referred to if one is available.

A list of legislative changes to any Act, and to statutory instruments from 1972, may be found linked from the page of the Act or statutory instrument at www.irishstatutebook.ie.

Acts which affect or previously affected this revision

- *Ministers and Secretaries and Ministerial, Parliamentary, Judicial and Court Offices (Amendment) Act 2020* (10/2020)
- *Ministers and Secretaries (Amendment) Act 2017* (18/2017)
- *Ministers and Secretaries (Amendment) Act 2011* (10/2011)
- *Civil Service Regulation (Amendment) Act 2005* (18/2005)
- *Transfer of Execution of Sentences Act 2005* (28/2005)
- *Central Bank and Financial Services Authority of Ireland Act 2003* (12/2003)
- *Official Languages Act 2003* (32/2003)
- *Ordnance Survey Ireland Act 2001* (43/2001)
- *National Treasury Management Agency (Amendment) Act, 2000* (39/2000)
- *Heritage Act 1995* (4/1995)
- *Ministers and Secretaries (Amendment) Act 1983* (40/1983)
- *Postal and Telecommunications Services Act 1983* (24/1983)
- *Ministers and Secretaries (Amendment) (No. 2) Act 1977* (28/1977)
- *Ministers and Secretaries (Amendment) Act 1977* (27/1977)
- *Ministers and Secretaries (Amendment) Act 1973* (14/1973)
- *National College of Art and Design Act 1971* (28/1971)
- *Ministers and Secretaries (Amendment) Act 1966* (18/1966)
- *Ministers and Secretaries (Amendment) Act 1959* (17/1959)
- *Civil Service Regulation Act 1956* (46/1956)
- *Ministers and Secretaries (Amendment) Act 1956* (21/1956)
- *Defence Act 1954* (18/1954)
- *Ministers and Secretaries (Amendment) Act* (38/1946)
- *Minister For Supplies (Transfer of Functions) Act 1945* (21/1945)
- *Central Bank Act, 1942* (22/1942)
- *Ministers and Secretaries (Amendment) Act 1939* (36/1939)
- *Ministerial and Parliamentary Offices Act 1938* (38/1938)
- *Ministers and Secretaries (Amendment) Act 1928* (6/1928)
- *Adaptation of Charters Act 1926* (6/1926)
- *Documentary Evidence Act 1925* (24/1925)

All Acts up to and including *Ministers and Secretaries and Ministerial, Parliamentary, Judicial and Court Offices (Amendment) Act 2025* (1/2025), enacted 21 February 2025, were considered in the preparation of this revision.

Statutory instruments which affect or previously affected this revision

- *Burial Ground (Amendment) Regulations 2013* (S.I. No. 144 of 2013)
- *Finance (Transfer of Departmental Administration and Ministerial Functions) Order 2011* (S.I. No. 418 of 2011)
- *Heritage (Transfer of Functions of Commissioners of Public Works in Ireland) Order 1996* (S.I. No. 332 of 1996)
- *Heritage (Transfer of Functions of Commissioners of Public Works) Order 1996*(S.I. No. 61 of 1996)
- *Industry (Transfer of Departmental Administration and Ministerial Functions) Order 1983* (S.I. No. 383 of 1983)

- *Arts and Culture (Transfer of Departmental Administration and Ministerial Functions) Order 1984* (S.I. No. 27 of 1984)
- *Industry (Transfer of Departmental Administration and Ministerial Functions) Order 1981* (S.I. No. 288 of 1981)
- *Energy (Transfer of Departmental Administration and Ministerial Functions) Order 1980* (S.I. No. 9 of 1980)
- *Public Service (Transfer of Departmental Administration and Ministerial Functions) Order 1973* (S.I. No. 294 of 1973)
- *Royal Hospital, Kilmainham (Dissolution of Governors and Revocation of Charters) Order 1955* (S.I. No. 260 of 1955)
- *Money Order Amendment (No. 14) Regulations, 1951* (S.I. No. 295 of 1951)
- *Postal Order (Inland) Amendment (No. 4) Regulations 1951* (S.I. No. 294 of 1951)
- *Civil Service (Emergency Bonus) Regulations 1945* (S.I. No. 345 of 1945)
- *Civil Service (Bonus) Regulations 1944* (S.I. No. 364 of 1944)
- *Civil Service (Emergency Bonus) Regulations 1944* (S.I. No. 43 of 1944)
- *Civil Service (Emergency Bonus) Regulations 1943* (S.I. No. 1 of 1943)
- *Civil Service (Stabilisation of Bonus) (Amendment) Regulations 1942* (S.I. No. 258 of 1942)
- *Sea Fisheries Fund (Winding-Up) Order 1941* (S.I. No. 276 of 1941)
- *Civil Service (Stabilisation of Bonus) Regulations 1940* (S.I. No. 177 of 1940)
- *Minister For Industry and Commerce (Agency) Order 1939* (S.I. No. 194 of 1939)
- *Minister For Finance (Agency) Order 1939*(S.I. No. 184 of 1939)
- *Minister For Local Government and Public Health (Agency) (No. 2) Order 1939* (S.I. No. 132 of 1939)
- *Minister For Local Government and Public Health (Agency) Order 1939* (S.I. No. 115 of 1939)
- *Foreign and Colonial Parcel Post Amendment (No. 6) Warrant 1938* (S.I. No. 114 of 1938)
- *Inland Post Amendment (No. 33) Warrant 1938* (S.I. No. 113 of 1938)
- *Meteorological Services (Re-Distribution of Public Services) Order 1936* (S.I. No. 276 of 1936)
- *Inland Post Amendment (No 31) Warrant 1936* (S.I. No. 203 of 1936)
- *National Education Commissioners (Transfer of Functions) Order 1935* (S.I. No. 264 of 1935)
- *Foreign and Colonial Parcel Post Amendment (No. 5) Warrant 1934* (S.I. No. 185 of 1934)
- *Forestry (Re-Distribution of Public Services) Consequential Order 1934* (S.I. No. 117 of 1934)
- *National School Teachers' Pension Fund (Winding-Up) Order 1934* (S.I. No. 43 of 1934)
- *Fisheries (Re-Distribution of Public Services) Order 1934* (S.I. No. 40 of 1934)
- *Forestry (Re-Distribution of Public Services Order 1933* (S.I. No. 158 of 1933)
- *Irish Insurance Commissioners (Transfer of Functions) Order 1933* (S.I. No. 1 of 1933)
- *Minister for Agriculture (Agency) Order 1932* (S.I. No. 57 of 1932)
- *Minister for Industry and Commerce (Agency) Order 1932* (S.I. No. 56 of 1932)
- *Minister for Local Government and Public Health (Agency) Order 1932* (S.I. No. 55 of 1932)
- *Censorship Of Films (No. 1) Order 1930*, made 26 June 1930
- *Money Order Amendment (No. 13) Regulations 1929* (S.I. No. 14 of 1929)
- *General Prisons Board (Transfer of Functions) Order 1928* (S.I. No. 79 of 1928)
- *Irish Land Commission (Fisheries and Rural Industries) (Transfer of Functions) Order 1928* (S.I. No. 60 of 1928)
- *Foreign and Colonial Parcel Post Amendment (No. 4) Warrant 1928* (S.I. No. 31 of 1928)
- *Inland Post Amendment (No. 30) Warrant, 1928* (S.I. No. 30 of 1928)
- *General Cattle Diseases Fund (Cattle Pleuro-Pneumonia Account) (Winding-Up) Order 1928* (S.I. No. 11 of 1928)
- *Inland Post Amendment (No. 29) Warrant 1928* (S.I. No. 9 of 1928)
- *Geological Survey (Re-Distribution of Public Services) Order 1928* (S.I. No. 4 of 1928)
- *Department of Agriculture and Technical Instruction For Ireland (Education) (Transfer of Functions) Order 1927* (S.I. No. 101 of 1927)
- *Forestry Fund (Winding-Up) Order 1927* (S.I. No. 70 of 1927)
- *Saorstát Eireann Forestry Commissioners (Transfer of Functions) Order 1927* (S.I. No. 69 of 1927)

- *The Irish Land Commission (Re-Distribution of Public Services) Order 1927* (S.I. No. 55 of 1927)
- *Department of Agriculture and Technical Instruction For Ireland (Fisheries) (Transfer of Functions) Order 1927* (S.I. No. 5 of 1927)
- *Money Order Amendment (No. 12) Regulations 1926* (S.I. No. 71 of 1926)
- *Foreign and Colonial Post Amendment (No. 3) Warrant 1926* (S.I. No. 69 of 1926)
- *Foreign and Colonial Parcel Post Amendment (No. 3) Warrant 1926* (S.I. No. 68 of 1926)
- *Registrar of Friendly Societies (Re-Distribution of Public Services) Order 1926* (S.I. No. 12 of 1926)
- *Inland Post Amendment (No. 28) Warrant 1925* (S.I. No. 64 of 1925)
- *Inland Post Amendment (No. 27) Warrant 1925* (S.I. No. 25 of 1925)
- *Commissioners of Education in Ireland (Transfer of Functions) Order 1925* (S.I. No. 22 of 1925)
- *Department of Agriculture and Technical Instruction (Winding-Up of a Fund For Congested Districts) Order 1925* (S.I. No. 21 of 1925)
- *Endowment Fund (Final Winding-Up) Order 1925* (S.I. No. 20 of 1925)
- *Intermediate Education Commissioners (Statutory Funds Winding-Up) Order 1925* (S.I. No. 18 of 1925)
- *Intermediate Education Commissioners (Transfer of Functions) Order 1925* (S.I. No. 17 of 1925)
- *Development Fund (Winding-Up) Order 1925* (S.I. No. 15 of 1925)
- *Endowment Fund (Second Apportionment and Winding-Up) Order 1925* (S.I. No. 13 of 1925)
- *Endowment Fund (First Apportionment and Winding-Up) Order 1925* (S.I. No. 12 of 1925)
- *Inland Post Amendment (No. 26) Warrant 1924* (S.I. No. 33 of 1924)
- *Foreign and Colonial Parcel Post Amendment (No. 2) Warrant 1924* (S.I. No. 28 of 1924)
- *Inland Post Amendment (No. 25) Warrant 1924* (S.I. No. 27 of 1924)
- *Electricity Commissioners (Transfer of Functions) Order 1924* (S.I. No. 7 of 1924)
- *Ministers and Secretaries Act, 1924 (Commencement) Order 1924* (S.I. No. 4 of 1924)

All statutory instruments up to and including *European Union (European Green Bonds Standards and Disclosures) Regulations 2025* (S.I. No. 41 of 2025), made 21 February 2025, were considered in the preparation of this revision.