
S T A T U T O R Y I N S T R U M E N T S

1972 No. 1779

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

HOSPITAL AND SPECIALIST SERVICES

The National Health Service (Designation of Teaching Hospitals)

Amendment Order 1972

Made - - - 20th November 1972

Coming into Operation 1st December 1972

The Secretary of State for Social Services, in exercise of his powers under sections 11(9) and 75 of the National Health Service Act 1946(a) and of all other powers enabling him in that behalf, and after consultation with the Universities of Liverpool, Sheffield, Oxford, Bristol and Birmingham, hereby orders as follows:—

1. This order may be cited as the National Health Service (Designation of Teaching Hospitals) Amendment Order 1972 and shall come into operation on 1st December 1972.

2.—(1) In this order—

“the Act” means the National Health Service Act 1946;

“the appointed day” means 1st December 1972;

“the Board of Governors” means the Board of Governors of The United Liverpool Hospitals;

“the Hospital Board” means the Liverpool Regional Hospital Board;

“the Management Committee” means the South Liverpool Hospital Management Committee;

“the transferred hospitals” means those hospitals named in article 4(1) hereof.

(2) The Interpretation Act 1889(b) shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

3. On the appointed day the Management Committee shall be dissolved.

4. Schedule 1 to the National Health Service (Designation of Teaching Hospitals) Order 1959(c) as amended(d) (which schedule lists designated teaching hospitals) shall be further amended as follows:—

(a) 1946 c. 81.

(c) S.I. 1959/748 (1959 I, p. 1813).

(b) 1889 c. 63.

(d) The relevant amending instruments are S.I. 1964/476, 1965/64, 1970/426, 1971/1437 (1964 I, p. 765; 1965 I, p. 95; 1970 I, p. 1470; 1971 III, p. 4049).

- (1) In column (2) of the said Schedule opposite the name "The United Liverpool Hospitals" in column (1) after the words "The Royal Liverpool United Hospital (including the branches at Pembroke Place Leeds Street, Caryl Street" there shall be deleted the words "and Stanley Road" and after the names of the hospitals listed in column (2) there shall be added the words "Sefton General Hospital, Smithdown Road, Liverpool, L15 2HE; Hahnemann Hospital, 42 Hope Street, Liverpool L1 9DB; Princes Park Hospital, 96 Upper Parliament Street, Liverpool, L8 7LQ; Crofton Hospital, North Sudley Road, Aigburth, Liverpool L17 6BU; Sir Alfred Jones Memorial Hospital, Church Road, Garston, Liverpool L19 2LP; Mossley Hill Hospital, Park Avenue, Liverpool L18 8BU; Seamen's Dispensary, Cleveland Square, Liverpool L1 5BH; South Liverpool Chest Clinic, Sefton General Hospital, Liverpool L15 2HE; Liverpool Psychiatric Day Hospital, 10 Croxteth Road, Liverpool L8 3SG.
- (2) In column (2) of the said Schedule opposite the name "The United Sheffield Hospitals" in column (1) after the words "The Jessop Hospital for Women" there shall be deleted the words "(including the Firth Auxiliary Hospital, Norton, Sheffield)." and after the words "The Children's Hospital Sheffield" there shall be deleted the words "(including the Children's Hospital Annex)" and substituted therefor the words "(including Ryegate Annex)".
- (3) In column (2) of the said Schedule opposite the name "The United Cambridge Hospitals" in column (1) after the words "Addenbrooke's Hospital" there shall be inserted the words "Hills Road" and after the word "Addenbrooke's Hospital Cambridge (including" there shall be inserted the words "Addenbrooke's Hospital, Trumpington Street".
- (4) In column (2) of the said Schedule opposite the name "The United Oxford Hospitals" in column (1) after the words "The Radcliffe Infirmary Oxford" there shall be deleted the words "The Osler Hospital, Headington, Oxford" after the words "The Cowley Road Hospital, Oxford" there shall be inserted the words "(including Hurdis House, Cowley Road)" and after the names of the hospitals listed in column (2) there shall be added the words "John Radcliffe Hospital, Headington, Oxford".
- (5) In column (2) of the said Schedule opposite the name "The United Bristol Hospitals" in column (1) after the words "The Bristol Royal Hospital for Sick Children" there shall be deleted the words "and Women (including the Jan Smuts Convalescent Home, Burnham-on-Sea)." and after the names of the hospitals listed in column (2) there shall be added the words "University of Bristol Dental Hospital".
- (6) In column (2) of the said Schedule opposite the name "The United Birmingham Hospitals" in column (1) after the words "The Children's Hospital (King Edward VII Memorial), Birmingham" delete the words "(including St. Cuthbert's Hospital, Malvern).".

5.—(1) All officers of the Hospital Board employed immediately before the appointed day solely at or for the purposes of the transferred hospitals or any of them shall on that day be transferred to and become officers of the Board of Governors.

(2) All medical and dental officers of the Hospital Board employed immediately before the appointed day partly at and for the purposes of the transferred hospitals or any of them and partly at and for the purposes of any other hospital shall on that day become officers of the Board of Governors in relation to their work at the transferred hospitals and all rights and liabilities under their contract in relation thereto with the Hospital Board shall be transferred to the Board of Governors.

(3) Any other officer of the Hospital Board who is employed immediately before the appointed day partly at or for the purposes of the transferred hospitals or any of them and who does not receive before that day notice in writing from the Hospital Board that he is not to be transferred to the Board of Governors shall on that day be transferred to and become an officer of the Board of Governors.

(4) Any officer who is transferred to the Board of Governors under this article and whose employment was whole-time shall continue to be subject to the remuneration and other conditions of service applicable to a whole-time officer so long as his employment for both the Hospital Board and the Board of Governors amounts in the aggregate to whole-time employment.

6. On the appointed day there shall be transferred to and vest without further conveyance in the Board of Governors:—

- (a) any property held immediately before the appointed day by the Hospital Board or the Management Committee—
 - (i) under section 59 of the Act for the purposes of the transferred hospitals, and
 - (ii) under section 60 of the Act, so far as practicable, for the purposes of the transferred hospitals; and
- (b) any other property held by the Hospital Board or the Management Committee and any rights and liabilities to which either of them were entitled or subject immediately before the appointed day so far as these relate to the transferred hospitals.

7. Any officer employed at or for the purposes of the transferred hospitals who immediately before the appointed day was authorised, under regulations 13(2), 20(1), (2) or (3), 21(1) or 24(2) of the Mental Health (Hospital and Guardianship) Regulations 1960(a), as amended(b), to exercise functions under the Mental Health Act 1959(c) shall continue to exercise those functions as if he had been so authorised by the Board of Governors.

8. On the appointed day capital assets equivalent to assets of the Hospital Endowments Fund with a market value on the 5th July 1948 of such sum as may be decided by the Secretary of State for Social Services shall be transferred from the Fund to the Board of Governors.

9. The Board of Governors shall be responsible for closing the accounts of the Management Committee and with respect to these accounts references in regulation 13 of the National Health Service (Hospital Accounts and Financial Provisions) Regulations 1969(d) to “the chief financial officer” and “the hospital authority” shall be deemed to be references to the chief financial officer of the Board of Governors and to the Board of Governors as the case may require.

(a) S.I. 1960/1241 (1960 II, p. 1903).

(b) The amending Regulations are not relevant to the subject matter of this Order.

(c) 1959 c. 72.

(d) S.I. 1969/1582 (1969 III, p. 5051).

10. Any action or proceeding or any cause of action or proceeding, pending or existing at the appointed day, by, or against, the Hospital Board or the Management Committee solely in respect of any property, right or liability transferred by this order shall not be prejudicially affected by reason of this order, and may be continued, prosecuted and enforced by, or against, the Board of Governors.

Signed by authority of the Secretary of State for Social Services.

W. G. Wilson,
Under Secretary,
Department of Health and Social Security.

20th November 1972.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the National Health Service (Designation of Teaching Hospitals) Order 1959—

- (1) by adding Sefton General Hospital; Hahnemann Hospital; Princes Park Hospital; Crofton Hospital; Sir Alfred Jones Memorial Hospital; Mossley Hill Hospital; Seamen's Dispensary; South Liverpool Chest Clinic and Liverpool Psychiatric Day Hospital, Liverpool to the group of hospitals designated as The United Liverpool Hospitals and by deleting the Stanley Road Branch of the Royal Liverpool United Hospital from the said group.
- (2) by providing for consequential matters relating to officers and property resulting from the dissolution of the South Liverpool Hospital Management Committee and the designation of the hospitals above which were formerly managed and controlled by that Committee.
- (3) by deleting the Firth Auxiliary Hospital from the group of hospitals designated as The United Sheffield Hospitals.
- (4) by deleting the Osler Hospital Headington from and adding Hurdis House Cowley Road, Oxford and John Radcliffe Hospital Headington Oxford to the group of hospitals designated as The United Oxford Hospitals.
- (5) by deleting the Jan Smuts Convalescent Home, Burnham-on-Sea from and adding the University of Bristol Dental Hospital to the group of Hospitals designated as The United Bristol Hospitals
- (6) by deleting St. Cuthbert's Hospital Malvern from the group of hospitals designated as The United Birmingham Hospitals.

The Order also provides for some minor changes of name of some designated teaching hospitals.

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