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STATUTORY INSTRUMENTS

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**1996 No. 987**

**NATIONAL HEALTH SERVICE,  
ENGLAND AND WALES**

**The Swindon and Marlborough National Health  
Service Trust (Establishment) Amendment Order 1996**

*Made* - - - - 27th March 1996  
*Coming into force* - - 6th April 1996

The Secretary of State for Health, in exercise of powers conferred on him by section 126(3) of the National Health Service Act 1977<sup>(1)</sup> and section 5(1) of the National Health Service and Community Care Act 1990<sup>(2)</sup> and of all other powers enabling him in that behalf, hereby makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Swindon and Marlborough National Health Service Trust (Establishment) Amendment Order 1996, and shall come into force on 6th April 1996.

**Amendment of Establishment Order**

2. In Article 3 of the Swindon and Marlborough National Health Service Trust (Establishment) Order 1993<sup>(3)</sup> (functions of the trust)—

- (a) in paragraph (1) for “section 5(1)(a)” there shall be substituted “section 5(1)(b)”;
- (b) in sub-paragraph (a) of paragraph (2) for “own and manage” there shall be substituted “provide and manage”; and
- (c) in sub-paragraph (b) of paragraph (2) for “to own” there shall be substituted “to provide”.

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(1) 1977 c. 49; section 126(3) was amended by section 65(2) of the National Health Service and Community Care Act 1990 (c. 19).  
(2) 1990 c. 19.  
(3) S.I.1993/2637.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Signed by authority of the Secretary of State for Health

27th March 1996

*John Horam*  
Parliamentary Under Secretary of State,  
Department of Health

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the Order which established the Swindon and Marlborough National Health Service Trust to alter the purpose for which the trust has been established and to amend its functions. (The trust has, in exercise of its existing functions, assumed responsibility for the management of hospital and community health services provided from the Princess Margaret Hospital, Swindon, previously managed by the Swindon Health Authority, and for the ownership of the associated premises.)

This Order confers on the trust the purpose specified in section 5(1)(b) of the National Health Service and Community Care Act 1990—to provide and manage hospitals or other establishments or facilities—and amends the trust’s functions so that it is no longer required to own the premises at which it is to provide hospital and community health services.