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STATUTORY INSTRUMENTS

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**1998 No. 2950**

**NATIONAL HEALTH SERVICE,  
ENGLAND AND WALES**

**The South Tees Acute Hospitals National Health  
Service Trust (Establishment) Amendment Order 1998**

*Made* - - - - - *26th November 1998*

*Coming into force* - - - - - *7th December 1998*

The Secretary of State for Health, in exercise of the powers conferred on him by section 126(3) of the National Health Service Act 1977(1) and section 5(1) of the National Health Service and Community Care Act 1990(2) and of all other powers enabling him in that behalf, having completed the consultation prescribed under section 5(2) of that latter Act(3) and considering it appropriate that the functions of the trust should include functions in relation to the provision of services for one or more Health Authorities(4), hereby makes the following Order:—

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the South Tees Acute Hospitals National Health Service Trust (Establishment) Amendment Order 1998 and shall come into force on 7th December 1998.

(2) In this Order, “the Establishment Order” means the South Tees Acute Hospitals National Health Service Trust (Establishment) Order 1991(5).

**Amendment of Establishment Order**

2.—(1) In article 1(2) of the Establishment Order (interpretation), the following definition shall be inserted after the definition of “the Act”:

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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), by paragraph 57 of Schedule 1 to the Health Authorities Act 1995 (c. 17) (“the 1995 Act”) and by section 41(10) and paragraph 27 of Schedule 2 to the National Health Service (Primary Care) Act 1997 (c. 46).  
(2) 1990 c. 19; section 5 was amended by paragraph 65 of Schedule 1 to the 1995 Act.  
(3) See S.I. 1996/653, regulation 2(2).  
(4) See section 5(6) of the 1990 Act.  
(5) S.I. 1991/2402.

““community health services” means any services which the Secretary of State may provide under section 3(1)(d) or (e) of or Schedule 1 to the National Health Service Act 1977 and any service which he has a duty to provide under section 5(1) or (1A) of that Act(6);”.

(2) For article 3 of the Establishment Order (nature and functions of the trust), there shall be substituted the following article:–

**“Nature and functions of the trust**

**3.** The trust’s functions (which include functions which the Secretary of State considers appropriate in relation to the provision of services by the trust for one or more Health Authorities) shall be:–

- (a) to own and manage pursuant to section 5(1)(a) of the Act:
  - (i) Middlesbrough General Hospital, Ayresome Green Lane, Middlesbrough TS5 5AZ,
  - (ii) North Riding Infirmary, Newport Road, Middlesbrough TS1 5JE,and associated hospitals and facilities, and there to provide hospital accommodation and services;
- (b) to provide and manage pursuant to section 5(1)(b) of the Act:
  - (i) South Cleveland Hospital, Marton Road, Middlesbrough TS4 3BW,
  - (ii) Guisborough General Hospital (Maternity Services), Guisborough TS14 6HZ, and
  - (iii) West Lane Hospital (Ward 2, Isolation Unit and Nursery), Acklam Road, Middlesbrough TS5 4EE,
  - (iv) 24 Belle Vue Grove, Middlesbrough TS4 2PX,and associated hospitals and facilities, and there to provide hospital accommodation and services; and
- (c) to provide and manage pursuant to section 5(1)(b) of the Act:
  - (i) St. Luke’s Hospital Day Unit, Marton Road, Middlesbrough TS4 3AF,
  - (ii) 2, Langdon Square, Tollesby Bridge, Coulby Newham, Middlesbrough TS8 0TF,
  - (iii) 23/27 Middlesbrough Road, South Bank, Middlesbrough TS6 6NW,and associated establishments and facilities, and there to provide community health services.”.

Signed by authority of the Secretary of State for Health

26th November 1998

*Alan Milburn*  
Minister of State,  
Department of Health

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(6) 1977 c. 49; section 5 was amended by and section 5(1A) inserted by the Health and Medicines Act 1988 (c. 49) section 10(1); Schedule 1 was amended by the Education Act 1980 (c. 20), Schedule 1, and the Health and Medicines Act 1988 (c. 49), Schedule 2, paragraph 7.

## **EXPLANATORY NOTE**

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

This Order amends the Order (“the Establishment Order”) which established the South Tees Acute Hospitals National Health Service Trust.

The Establishment Order is amended to insert the definition of “community health services” and to confer on the trust the purpose specified in section 5(1)(b) of the National Health Service and Community Care Act 1990 and, in pursuance of that purpose, extends the functions of the trust to include the function of providing and managing specified premises.