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STATUTORY INSTRUMENTS

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**1999 No. 366 (S. 20)**

**NATIONAL HEALTH SERVICE, SCOTLAND**

**The Highland Communities National Health Service  
Trust (Establishment) Amendment Order 1999**

*Made - - - - 15th February 1999*

*Coming into force - - 17th February 1999*

The Secretary of State, in exercise of the powers conferred on him by section 12A(1) of and paragraphs 1 and 3(1)(b) of Schedule 7A to the National Health Service (Scotland) Act 1978(1), and of all other powers enabling him in that behalf, hereby makes the following Order:

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Highland Communities National Health Service Trust (Establishment) Amendment Order 1999 and shall come into force on 17th February 1999.

(2) In this Order “the principal Order” means the Highland Communities National Health Service Trust (Establishment) Order 1993(2).

**Amendment of Article 3 of the principal Order**

2. For article 3 of the principal Order there shall be substituted the following:—

“3.—(1) The Trust is established for the purposes specified in section 12A(1) of the Act.

(2) 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 Boards) shall be:—

- (a) to own and manage under section 12A(1)(a) of the Act and to provide and manage under section 12A(1)(b) of the Act, the hospital establishments or facilities specified in the Schedule to this order and establishments associated with those hospitals, including any refurbishments and replacements thereof and including the management of the facilities provided at and from those establishments, and also including the management of any teaching and research facilities associated with these establishments and the support services related thereto; and

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(1) 1978 c. 29; section 12A(1) was inserted by the National Health Service and Community Care Act 1990 (c. 19) (“the 1990 Act”), section 31; Schedule 7A was inserted by the 1990 Act, Schedule 6; paragraph 1 of Schedule 7A is cited for the definition of “an Order”.  
(2) S.I. 1993/3026.

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- (b) to acquire and dispose of land, buildings and other property whether referred to in the Schedule or not, which appears to the Trust to be necessary or expedient for the purpose of, or in connection with the carrying out of its functions referred to in paragraph (2)(a) of this article.”.

St Andrew’s House,  
Edinburgh  
15th February 1999

*Sam Galbraith*  
Minister for Health, Scottish Office

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## **EXPLANATORY NOTE**

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

This Order substitutes a new article 3 in the Highland Communities National Health Service Trust (Establishment) Order 1993 to empower the trust to provide new facilities relating to learning disability and psychiatric services.