

2005 No. 2427

NATIONAL HEALTH SERVICE, ENGLAND

**The Chelsea and Westminster Healthcare National Health
Service Trust (Transfer of Trust Property) Order 2005**

<i>Made</i> - - - -	<i>31st August 2005</i>
<i>Laid before Parliament</i>	<i>2nd September 2005</i>
<i>Coming into force</i> - -	<i>1st October 2005</i>

The Secretary of State for Health, in exercise of the powers conferred on her by section 11(3) of the National Health Service and Community Care Act 1990(a) and section 126(4) of the National Health Service Act 1977(b) and of all other powers enabling her in that behalf, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Chelsea and Westminster Healthcare National Health Service Trust (Transfer of Trust Property) Order 2005 and shall come into force on 1st October 2005.

(2) In this Order—

“the NHS Trust” means the Chelsea and Westminster Healthcare National Health Service Trust(c);

“the new trustees” means the trustees for the Chelsea and Westminster Healthcare National Health Service Trust(d); and

“the trust property” means the property specified in the schedule of trust property prepared and agreed by the NHS Trust and the new trustees and signed on behalf of the NHS Trust and the new trustees on 1st August 2005.

Transfer of trust property

2.—(1) On the date that this Order comes into force the trust property, and any rights and liabilities arising from that property, shall be transferred from the NHS Trust to the new trustees.

(2) In any instrument relating to the trust property, any reference to the name by which the trustees of the trust property are to be known shall be construed as a reference to the new trustees

(a) 1990 (c.19).

(b) 1977 (c.49); section 126(4) has been amended by section 65(2) of the National Health Service and Community Care Act 1990 (c.19), section 65(1) of, and paragraphs 4 and 37 of Schedule 4 to, the Health Act 1999 (c.8), section 67(1) of, and paragraph 5 and 13 of Part 1 of Schedule 5 to, the Health and Social Care Act 2001 (c.15), sections 6(3)(c) and 37(1) of the National Health Service Reform and Health Care Professions Act 2002 (c.17) and sections 184 and 196 of, and paragraphs 7 and 38 of Schedule 11 to, and Part 4 of Schedule 14 to the Health and Social Care (Community Health and Standards) Act 2003 (c.43).

(c) Established by S.I. 1994/855.

(d) See S.I. 2005/1115.

and any reference to the NHS Trust in the name by which the charitable trust governing the trust property is to be known shall be construed as a reference to the new trustees.

Signed by authority of the Secretary of State for Health

31st August 2005

Jane Kennedy
Minister of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Order)

This Order transfers trust property held by the Chelsea and Westminster Healthcare National Health Service Trust to the trustees established for that Trust under section 11(1) of the National Health Service and Community Care Act 1990 and makes related provision. A copy of the schedule of trust property transferred under this Order can be obtained from the Department of Health, Quarry House, Quarry Hill, Leeds LS2 7UE.

£3.00

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Stationery Office and Queen's Printer of Acts of Parliament.

E1289 9/2005 151289T 19585

ISBN 0-11-073314-2



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