

SCHEDULE 1

Amendments of health service legislation

PART 1

Amendments to the National Health Service Act 1977

39. In Schedule 5 (provisions about Strategic Health Authorities and Special Health Authorities)

- (a) in paragraph 9(1) for “a relevant authority” substitute “an authority”,
- (b) omit paragraph 9(7), and
- (c) after paragraph 12A insert—

“**12B.**—(1) The Secretary of State may by order provide for the appointment of trustees for an authority to hold property on trust for the general or any specific purposes of the authority (including the purposes of any specific hospital or other establishment or facility at or from which services are provided by the authority), or for any purposes relating to the health service.

(2) An order under sub-paragraph (1) may—

- (a) make provision as to the persons by whom trustees are to be appointed and generally as to the method of their appointment,
- (b) make any appointment subject to such conditions as may be specified in the order (including conditions requiring the consent of the Secretary of State),
- (c) make provision as to the number of trustees to be appointed, including provision under which that number may from time to time be determined by the Secretary of State after consultation with such persons as he considers appropriate, and
- (d) make provision with respect to the term of office of any trustee and his removal from office.

(3) Where under sub-paragraph (1) trustees have been appointed for an authority, the Secretary of State may by order provide for the transfer of any trust property from the authority to the trustees.”.