
WELSH STATUTORY INSTRUMENTS

2008 No. 712 (W.73)

NATIONAL HEALTH SERVICE, WALES

**The Hywel Dda National Health Service
Trust (Establishment) Order 2008**

Made - - - - - *11 March 2008*
Coming into force - - - - - *12 March 2008*

The Welsh Ministers in exercise of powers conferred by section 18(1) and (2) of and paragraphs 5 and 7 of Schedule 3 to the National Health Service (Wales) Act 2006⁽¹⁾, and section 25 of the Welsh Language Act 1993⁽²⁾, after completion of the consultation prescribed under section 18(3) of the Act, hereby make the following Order:

Title, commencement and interpretation

1.—(1) The title of this Order is the Hywel Dda National Health Service Trust (Establishment) Order 2008 and it comes into force on 12 March 2008.

(2) In this Order unless the context otherwise requires —

“the Act” (“*y Ddeddf*”) means the National Health Service (Wales) Act 2006;

“community health services” (“*gwasanaethau iechyd cymunedol*”) means any service which the Welsh Ministers may provide under section 3(1) of or Schedule 1 to the Act;

“establishment date” (“*dyddiad sefydlu*”) means 12 March 2008;

“operational date” (“*dyddiad gweithredol*”) has the meaning assigned to it in paragraph 5(5) of Schedule 3 to the Act;

“the trust” (“*yr ymddiriedolaeth*”) means the Hywel Dda National Health Service Trust established by article 2 of this Order.

Establishment of the trust

2. There is hereby established a National Health Service trust which is called the Hywel Dda National Health Service Trust or Ymddiriedolaeth Gwasanaeth Iechyd Gwladol Hywel Dda.

(1) 2006 c. 42

(2) 1993 c. 38, Functions of any Minister of the Crown were transferred to the National Assembly for Wales by virtue of article 2, Schedule 1 to the National Assembly for Wales (Transfer of Functions) Order 1999. Functions of the National Assembly for Wales are exercisable by the Welsh Ministers by virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006.

Nature and functions of the trust

3.—(1) The trust is established for the purposes specified in section 18(1) of the Act.

(2) The trust's functions are to provide goods and services (including hospital accommodation and community health services) from —

- (a) Bronglais General Hospital, Caradoc Road, Aberystwyth, SY23 1ER,
- (b) Prince Philip Hospital, Bryngwynmawr, Dafen, Llanelli, SA14 8QF,
- (c) West Wales General Hospital, Dolgwili Road, Carmarthen, SA31 2AF,
- (d) Withybush General Hospital, Fishguard Road, Haverfordwest, SA61 2PZ

and associated hospitals and premises.

Directors of the Trust

4.—(1) The trust will have, in addition to the chairman, 7 non-executive directors and 5 executive directors.

(2) Since the trust is to be regarded as having a significant teaching commitment within the meaning of paragraph 5(3) of Schedule 3 to the Act, one of the non-executive directors is to be appointed from Swansea University.

Operational date and accounting date of the trust

5.—(1) The operational date of the trust shall be 1 April 2008.

(2) The accounting date of the trust shall be 31 March.

Limited functions before operational date

6. Between its establishment date and its operational date the trust has the functions —

- (a) of entering into NHS contracts;
- (b) of entering into other contracts including contracts of employment; and
- (c) of doing such other things as are reasonably necessary to enable it to begin to operate satisfactorily with effect from its operational date.

11 March 2008

Edwina Hart
Minister for Health and Social Services, one of
the Welsh Ministers

EXPLANATORY NOTE

(This note is not part of the Order)

This Order establishes the Hywel Dda National Health Service Trust, an NHS trust provided for in section 18 of the National Health Service (Wales) Act 2006. It also provides for the functions of the trust (article 3) and the number of executive and non-executive directors (article 4). It specifies the operational date and accounting date of the trust (article 5).