



Public Appointments and Public Bodies etc. (Scotland) Act 2003

2003 asp 4

PART 2

PROVISION AS TO CERTAIN PUBLIC BODIES ETC.

Health Service bodies

6 Transfer of certain property between Health Boards and NHS trusts

- (1) Any Trust property (including any value in lieu of the property) which—
 - (a) has been transferred to a Health Board by virtue of section 5; and
 - (b) relates to any service which it is the function of an NHS trust situated in the area of the Health Board to make arrangements for, administer or provide, may, without prejudice to section 12D (transfer of property, rights and liabilities to NHS trusts) of the 1978 Act, be transferred by the Board to, and vested in, the NHS trust following any request for such a transfer as the trust may make.
- (2) Any endowment held by an NHS trust may be transferred by the trust to, and vested in, any Health Board to such extent as the trust may determine.
- (3) Where an endowment has been transferred by an NHS trust to a Health Board under subsection (2), the Health Board is to transfer it back to the trust within a reasonable time of any requirement for such a transfer as the trust may make; and any endowment so transferred vests in the NHS trust.

Commencement Information

II S. 6 in force at 12.2.2004 by S.S.I. 2003/602, art. 2(4)(a)

Changes to legislation:

Public Appointments and Public Bodies etc. (Scotland) Act 2003, Section 6 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- s. 6 repealed by [2004 asp 7 sch. 2](#)