



National Health Service (Residual Liabilities) Act 1996

1996 CHAPTER 15

2 Transfer of residual liabilities: Scotland.

- (1) If a National Health Service trust, a Health Board [^{F1}, a Special Health Board or the Common Services Agency for the Scottish Health Service] ceases to exist, the Secretary of State must exercise his statutory powers to transfer property, rights and liabilities of the body so as to secure that all of its liabilities are dealt with.
- (2) For the purposes of subsection (1), a liability is dealt with by being transferred to—
 - (a) the Secretary of State;
 - (b) a National Health Service trust;
 - (c) a Health Board;
 - (d) a Special Health Board; or
 - (e) the Common Services Agency for the Scottish Health Service.

Textual Amendments

- F1** Words in s. 2(1) substituted (25.7.2014) by [Public Bodies \(Joint Working\) \(Scotland\) Act 2014 \(asp 9\)](#), ss. 64, 72(2); S.S.I. 2014/202, art. 2

Changes to legislation:

National Health Service (Residual Liabilities) Act 1996, Section 2 is up to date with all changes known to be in force on or before 13 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- s. 2(2)(b) repealed by [2004 asp 7 sch. 2](#)