
STATUTORY INSTRUMENTS

1999 No. 641

GOVERNMENT TRADING FUNDS

**The National Health Service Estate Management and
Health Building Agency Trading Fund Order 1999**

Made - - - - *8th March 1999*
Coming into force - - *1st April 1999*

Whereas—

- (1) It appears to the Secretary of State for Health (“the Secretary of State”) that:—
 - (a) such of the operations of that part of the Department of Health known as the National Health Service Estate Management and Health Building Agency as are described in Schedule 1 to this Order (being operations for which he is responsible) are suitable to be financed by means of a fund established under the Government Trading Funds Act 1973(1) (“the 1973 Act”) and, in particular, to be so managed that the revenue of the fund would consist principally of receipts in respect of goods or services provided in the course of the operations in question, and
 - (b) the financing of the operations in question by means of such a fund would be in the interests of the improved efficiency and effectiveness of the management of those operations.
- (2) The Secretary of State having considered that the operations in question consist substantially in the provision of goods or services in the United Kingdom otherwise than to departments of Her Majesty’s Government and that an opportunity to make representations to him should be given, has, in accordance with section 1(3) of the 1973 Act, taken such steps as appear to him appropriate to give an opportunity to such persons as appear to him appropriate to make representations to him and has, in accordance with section 6(4) of that Act, laid before Parliament a report about the representations received and his conclusions.
- (3) In accordance with section 2 of the 1973 Act, the Secretary of State has determined with the concurrence of the Treasury what Crown assets and liabilities are properly attributable to the operations for which a fund is to be established and are suitable to be appropriated to that fund.
- (4) In accordance with section 6(2) of the 1973 Act a draft of this Order has been laid before the House of Commons and has been approved by a resolution of that House: now, therefore, the Secretary of State, in exercise of the powers conferred upon him by sections 1, 2(1)(b) and (7), 2A(1) and 2B(6)(2) of the 1973 Act and all other powers enabling him in that behalf, with the concurrence of the Treasury, hereby makes the following Order:—

(1) 1973 c. 63, as amended by the Government Trading Act 1990 (c. 30) (“the 1990 Act”). The 1973 Act, as so amended, is set out in Schedule 1 to the 1990 Act. Section 2 of the 1973 Act, as so amended, was further amended by section 119 of the Finance Act 1991 (c. 31).

(2) Sections 2A and 2B of the 1973 Act were inserted by section 1 of the 1990 Act.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
