STATUTORY INSTRUMENTS

1999 No. 2656

NATIONAL HEALTH SERVICE, ENGLAND

The Doncaster Healthcare National Health Service Trust Change of Name and (Establishment) Amendment Order 1999

Made - - - - - *21st September 1999*

Coming into force - - *1st October 1999*

The Secretary of State for Health, in exercise of the powers conferred on him by section 126(3) of the National Health Service Act 1977(**a**) and section 5(1) of the National Health Service and Community Care Act 1990(**b**) and of all other powers enabling him in that behalf, after completion of the consultation prescribed under section 5(2) of the latter Act(**c**), hereby makes the following Order:

Citation and commencement and interpretation

1.—(1) This Order may be cited as the Doncaster Healthcare National Health Service Trust Change of Name and (Establishment) Amendment Order 1999 and shall come into force on 1st October 1999.

(2) In this Order—

"the Order" means the Doncaster Healthcare National Health Service Trust (Establishment) Order 1991(**d**).

"the trust" means the National Health Service trust established by the Order.

Change of name of NHS trust

2. The trust shall be called the Doncaster and South Humber Healthcare National Health Service Trust instead of the Doncaster Healthcare National Health Service Trust, and accordingly in article 1 of the Order in the definition of "the trust", and in article 2, for the word "Doncaster" there shall be substituted the words "Doncaster and South Humber".

Amendment of NHS trust Establishment Order

3. For article 3 of the Order (nature and functions of the trust) there shall be substituted the following article—

"Nature and functions of the trust

3.—(1) The trust is established for the purposes specified in section 5(1) of the Act.

(2) The trust's functions shall be—

(a) to provide goods and the following services, namely mental health services and

(**a**) 1977 c. 49; section 126(3) was amended by section 65(2) of the National Health Service and Community Care Act 1990 (c. 19) ("the 1990 Act") and by paragraph 57 of Schedule 1 to the Health Authorities Act 1995 (c. 17) ("the 1995 Act") and by section 41(10) and paragraph 27 of Schedule 2 to the National Health Service (Primary Care) Act 1997 (c. 46).

(**b**) 1990 c. 19. Section 5 was amended by paragraph 69 of Schedule 1 to the 1995 Act and by the Health Act 1999 (c. 8) section 13.

(**c**) *See* S.I. 1996/653, regulation 2(3).

(**d**) S.I. 1991/2338.

specialist health services to people with a learning disability, within the area of Doncaster Metropolitan Borough Council, North Lincolnshire Council and North East Lincolnshire Council for the purposes of the health service; and

(b) to provide goods and community health services within the area of Doncaster Metropolitan Borough Council and North Lincolnshire Council for the purpose of the health service.

Transitional provisions

4. The change of name effected by article 2 of this Order shall not—

(a) affect any right or obligation of any person; or

(b) be taken as invalidating any instrument (whether made before, on or after the day on which this Order comes into force) which refers to the trust by its previous name;

and all instruments and other documents which refer to the trust under its previous name shall be construed as if referring to it under its new name."

Signed by authority of the Secretary of State for Health.

Tessa Jowell
Minister of State for Public Health,
Department of Health

21st September 1999

EXPLANATORY NOTE

(This note is not part of the Order)

This Order changes the name of a National Health Service trust established by the Doncaster Healthcare National Health Service Establishment Order ("the Establishment Order") under Part I of the National Health Service and Community Care Act 1990 from the Doncaster Healthcare National Health Service Trust to the Doncaster and South Humber Healthcare National Health Service Trust (article 2) and includes transitional provisions (article 4).

This Order also amends the Establishment Order to confer on the trust the purposes specified in section 5(1) of the National Health Service and Community Care Act 1990 to provide goods and services for the purposes of the health service, namely (i) mental health services and specialist health services to people with a learning disability within the areas of Doncaster Metropolitan Borough Council, North Lincolnshire Council, North East Lincolnshire Council and (ii) community health services within the area of Doncaster Metropolitan Borough Council and North Lincolnshire Council.

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