STATUTORY INSTRUMENTS

2014 No. 230

NATIONAL HEALTH SERVICE, ENGLAND

The NHS Bodies (Transfer of Trust Property) Order 2014

Made - - - -	*29th January 2014*
Laid before Parliament	*7th February 2014*
Coming into force - -	*3rd March 2014*

The Secretary of State for Health makes the following Order in exercise of the powers conferred by sections 213, 217(2) and 272(7) and (8) of the National Health Service Act 2006(**a**), having regard to changes in the functions of NHS bodies other than NHS foundation trusts.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the NHS Bodies (Transfer of Trust Property) Order 2014 and comes into force on 3rd March 2014.

(2) In this Order—

"relevant new Trust" means in relation to any relevant old Trust listed in column 1 of the Schedule (which Schedule has effect), the body which is listed adjacent to it in column 2 of that Schedule;

"relevant old Trust" means a body listed in column 1 of the Schedule;

"the trust property" means the property specified in a schedule of trust property prepared and agreed by the relevant old Trust and the relevant new Trust and signed on behalf of—

(a) the relevant old Trust on the date specified in column 3 of the Schedule; and

(b) the relevant new Trust on the date specified in column 4 of the Schedule.

Transfer of trust property

2.—(1) On the date that this Order comes into force the trust property, and any rights and liabilities arising from that property are transferred from the relevant old Trust to the relevant new Trust.

(2) Following the transfers in paragraph (1), any reference in any instrument relating to the trust property, to the trustees of the trust property or to the relevant old Trust are to be construed as a reference to the relevant new Trust, its property or its trustees (as appropriate).

(**a**) 2006 c. 41. Section 213 was amended by section 55(1) of, and paragraph 109 of Schedule 4 to, the Health and Social Care Act 2012 (c. 7) (the "2012 Act"). Section 217 was amended by paragraph 111 of Schedule 7 to the Charities Act 2011 (c.25) and by paragraph 113 of Schedule 4 to the 2012 Act.

Signed by authority of the Secretary of State for Health.

Earl Howe
Parliamentary Under-Secretary of State
Department of Health

29th January 2014

SCHEDULE

Article 1(2)

Relevant old Trust	*Relevant new Trust*	*Date schedule signed by relevant old Trust*	*Date schedule signed by relevant new Trust*
Cambridgeshire and Peterborough NHS Foundation Trust(**a**)	Cambridgeshire Community Services National Health Service Trust(**b**)	16th October 2013	16th October 2013
Wrightington, Wigan and Leigh NHS Foundation Trust(**c**)	5 Boroughs Partnership NHS Foundation Trust(**d**)	16th October 2013	14th October 2013

EXPLANATORY NOTE

(This note is not part of the Order)

This Order transfers to the relevant new NHS bodies property held on trust by the relevant old NHS bodies and makes related provision. Copies of the schedules of trust property transferred under this Order can be obtained from the Department of Health, Quarry House, Quarry Hill, Leeds LS2 7UE.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

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(**a**) Authorised as an NHS foundation trust with effect from 1st June 2008. See http://www.monitor.gov.uk/about-your-local-nhs-foundation-trust/nhs-foundation-trust-directory-and-register-licence-holders/cambridgeshire-and-peterboroug, or write to Monitor, Wellington House, 133-155 Waterloo Road, London, SE1 8UG.

(**b**) Established by S.I. 2010/727, amended by S.I. 2013/593.

(**c**) Authorised as an NHS foundation trust with effect from 1st December 2008. See http://www.monitor.gov.uk/about-your-local-nhs-foundation-trust/nhs-foundation-trust-directory-and-register-licence-holders/wrightington-wigan-and-leigh-n, or write to Monitor, Wellington House, 133-155 Waterloo Road, London, SE1 8UG.

(**d**) Authorised as an NHS foundation trust with effect from 1st March 2010. See http://www.monitor.gov.uk/about-your-local-nhs-foundation-trust/nhs-foundation-trust-directory-and-register-licence-holders/5-boroughs-partnership-nhs-fou, or write to Monitor, Wellington House, 133-155 Waterloo Road, London, SE1 8UG.

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