STATUTORY INSTRUMENTS

2009 No. 364

NATIONAL HEALTH SERVICE, ENGLAND

The Rotherham Doncaster and South Humber Mental Health NHS Foundation Trust (Transfer of Trust Property) Order 2009

Made - - - -	*19th February 2009*
Laid before Parliament	*27th February 2009*
Coming into force - -	*1st April 2009*

The Secretary of State for Health makes the following Order in exercise of the powers conferred by sections 213, 217(2) and 272(8) of the National Health Service Act 2006(**a**), having regard to changes in the functions of the Doncaster Primary Care Trust(**b**).

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Rotherham Doncaster and South Humber Mental Health NHS Foundation Trust (Transfer of Trust Property) Order 2009 and shall come into force on 1st April 2009.

(2) In this Order—

"the old Trust" means the Rotherham Doncaster and South Humber Mental Health NHS Foundation Trust(**c**);

"the new Trust" means the Doncaster Primary Care Trust;

"the trust property" means the property specified in the schedule of trust property prepared and agreed by the old Trust and the new Trust and signed on behalf of the old Trust on 7th January 2009 and on behalf of the new Trust on 8th January 2009.

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, shall be transferred from the old Trust to the new Trust.

(2) In any instrument relating to the trust property, any reference in relation to the trust property to the trustees of the trust property or to the old Trust shall be construed as a reference to the new Trust.

(**a**) 2006 c.41.
(**b**) Established by S.I. 2006/2072, to which there are amendments not relevant to this Order; *see* article 3 and Schedule 1.
(**c**) Authorised as an NHS foundation trust under section 35 of the National Health Service Act 2006 with effect from 1st August 2007.

Signed by authority of the Secretary of State for Health.

Ben Bradshaw
Minister of State,
Department of Health

19th February 2009

EXPLANATORY NOTE

(This note is not part of the Order)

This Order transfers to the Doncaster Primary Care Trust, trust property held by the Rotherham Doncaster and South Humber Mental Health NHS Foundation Trust and makes related provision. A copy of the authorisation of the Rotherham Doncaster and South Humber Mental Health NHS Foundation Trust can be inspected at Monitor, 4 Matthew Parker Street, London, SW1H 9NP, www.monitor-nhsft.gov.uk. A copy of the schedule of trust property transferred under this Order can be obtained from the Department of Health, Quarry House, Quarry Hill, Leeds LS2 7UE.

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