WELSH STATUTORY INSTRUMENTS

2004 No. 1607 (W.166)

NATIONAL HEALTH SERVICE, WALES

The Dyfed Powys Health Authority and Gwent Health Authority (Transfer of Trust Property) Order 2004

Made - - - -	*23 June 2004*
Coming into force - -	*30 June 2004*

The National Assembly for Wales, in exercise of powers conferred on it by section 92(1), (4) and 126(4) of the National Health Service Act 1977(**1**) having had regard to changes in the arrangements for the administration of the health service in the areas of the Dyfed Powys Health Authority and the Gwent Health Authority, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This order may be cited as the Dyfed Powys Health Authority and Gwent Health Authority (Transfer of Trust Property) Order 2004 and comes into force on 30 June 2004.

(2) In this order —

"Dyfed Powys trust property" ("*eiddo ymddiriedolaeth Dyfed Powys*") means the property specified in Schedule 1 hereto;

"Gwent trust property" ("*eiddo ymddiriedolaeth Gwent*") means the property specified in Column 1 of Schedule 2 hereto.

Transfer of the Dyfed Powys trust property

2.—(1) On 1 July 2004 the Dyfed Powys trust property and any rights and liabilities arising therefrom(**2**) are to be transferred to the Velindre National Health Service Trust(**3**).

(2) In any trust instrument relating to the Dyfed Powys trust property, any reference to the name by which the trustees of the Dyfed Powys trust property are to be known is to be construed as a reference

(**1**) 1977 c. 49. Section 92 was amended by section 11(5) of the National Health Service and Community Care Act 1990 (c. 19) ("the 1990 Act"), by paragraph 44 of Schedule 1 to the Health Authorities Act 1995 (c. 17) and by paragraph 28 of Schedule 4 to the Health Act 1999 (c. 8) ("the 1999 Act"); section 126(4) was amended by section 65(2) of the 1990 Act and by paragraph 37(6) of Schedule 4 to the 1999 Act. The functions of the Secretary of State under sections 92 and 126(4) of the National Health Service Act 1977 ("the 1977 Act") were transferred to the National Assembly for Wales by the National Assembly (Transfer of Functions) Order 1999 S.I. 1999/672, article 2 and Schedule 1.

(**2**) *See* section 96 of the 1977 Act as amended by paragraph 29 of Schedule 4 to the 1999 Act which makes supplementary provisions regarding transfers of property under section 92 of the 1977 Act.

(**3**) The Velindre National Health Service trust was established under the Velindre National Health Service Trust (Establishment) Order 1993 S.I. 1993/2838 as amended by S.I. 1999/826 and S.I. 2002/442 (W.57).