STATUTORY RULES OF NORTHERN IRELAND

1991 No. 131 (C. 8)

HEALTH AND PERSONAL SOCIAL SERVICES

The Health and Personal Social Services (1991 Order) (Commencement No. 1) Order (Northern Ireland) 1991

Made - - - - 28th March 1991

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 1(2) and (4) of the Health and Personal Social Services (Northern Ireland) Order 1991(**1**), paragraph 2(1) of Schedule 1 to the Northern Ireland Act 1974(**2**) and of all other powers enabling it in that behalf, hereby makes the following order:

Citation and interpretation

1.—(1) This order may be cited as the Health and Personal Social Services (1991 Order) (Commencement No. 1) Order (Northern Ireland) 1991.

(2) In this order "the Order" means the Health and Personal Social Services (Northern Ireland) Order 1991, and any reference to a numbered Article or Schedule is to the Article of, or as the case may be, the Schedule to, the Order bearing that number.

Appointed days

2. The day appointed for the coming into operation of—

(a) the provisions of—

(i) Article 8 (health and social services contracts) and Article 9 (primary and other functions of Health and Social Services Boards and special agencies) only insofar as they relate to arrangements with any of the bodies or persons mentioned in Article 8(2)(g) to (j) for the provision of goods or services to or by any of the bodies or persons mentioned in Article 8(2)(a) to (e), and

(ii) Part II of Schedule 5 and Article 34 only insofar as they relate to the insertion of definitions of "Health and Social Services Board" and "health and social services contract" in Article 2(2) of the principal Order,

is 1st April 1991;

(b) the provisions of the Order specified in Part I of the Schedule, is 15th April 1991;

(**1**) S.I. 1991/194 (N.I. 1)
(**2**) 1974 c. 28

(c) the provisions of the Order specified in Part II of the Schedule, is 1st May 1991;

(d) Article 29(1)(c) and (2) (general medical services), is 1st January 1992;

(e) the provisions of the Order specified in Part III of the Schedule, is 1st April 1992.

Saving provision

3. A Committee, which is recognised under Article 55(1)(**3**) of the principal Order (local representative committees) by the Department before 1st May 1991 (the date upon which Article 5 of the Order comes into operation), shall on or after that date be treated for the purposes of Article 55(1) as having been recognised by the Health and Social Services Board or, as the case may be, Health and Social Services Boards.

Sealed with the Official Seal of the Department of Health and Social Services on

28th March 1991.

B. R. D. WHITE
Assistant Secretary

(**3**) Article 55(1) was substituted by Article 5 of the Health and Personal Social Services (Northern Ireland) Order 1991.

SCHEDULE Article 2

Part I

Provisions of the Order relating to HSS trusts coming into operation on 15th April 1991

Provisions of the Order	Subject matter
Article 10	Health and Social Services trusts
Article 11	Transfer of staff to HSS trusts
Article 12	Supplementary provisions as to transfer of staff
Article 13	Transfer of assets and liabilities to HSS trusts
Article 14	Originating capital debt of, and other financial provisions relating to, HSS trusts
Article 15	Financial obligations of HSS trusts
Article 16	Trust funds and trustees for HSS trusts
Schedule 3	Health and Social Services trusts
Schedule 4	Financial provisions relating to HSS trusts
The following amendments in Part II of Schedule 5, and Article 34 so far as it relates to them—	Minor and consequential amendments
The Human Tissue Act (Northern Ireland) 1962(**4**)	
The Children and Young Persons Act (Northern Ireland) 1968(**5**)	
The Commissioner for Complaints Act (Northern Ireland) 1969(**6**)	
The Nursing Homes and Nursing Agencies Act (Northern Ireland) 1971(**7**)	
The amendments to the provisions of the Health and Personal Social Services (Northern Ireland) Order 1972(**8**) specified below—	
Article 2(2) (except for the definitions of "Health and Social Services Board" and "health and social services contract")	
Article 45(1)	
Articles 52 to 54	

(**4**) 1962 c. 19 (N.I.)
(**5**) 1968 c. 34 (N.I.)
(**6**) 1969 c. 25 (N.I.)
(**7**) 1971 c. 32 (N.I.)
(**8**) S.I. 1972/1265 (N.I. 14)