Transfer of Hospital Property and Liabilities : Arbitration

REGULATIONS, DATED 12TH JUNE, 1948, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION TWENTY-SEVEN OF THE HEALTH SERVICES ACT (NORTHERN IRELAND), 1948.

1948. No. 150

The Ministry of Health and Local Government for Northern Ireland, in exercise of the powers conferred on it by paragraph (*a*) of subsection (8) of section twenty-seven of the Health Services Act (Northern Ireland), 1948 (hereinafter referred to as " the Act "), hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Health Services (Transfer of Hospital Property and Liabilities) (Arbitration) Regulations (Northern Ireland), 1948.

(2) The Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Regulations in like manner as it applies for the interpretation of an Act of the Parliament of Northern Ireland.

2. Any question as to whether any property or liability will be or has been transferred under Part III of the Act or as to the person to whom it will be or has been transferred shall, in default of agreement, be determined by arbitration in accordance with section seventy-nine of the Act.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this twelfth day of June, one thousand nine hundred and forty-eight in the presence of

(L.S.) *Thos. Elwood,*
Assistant Secretary.

Transitional Arrangements

REGULATIONS, DATED 31ST MAY, 1948, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTIONS EIGHTY AND EIGHTY-FIVE OF THE HEALTH SERVICES ACT (NORTHERN IRELAND), 1948.

1948. No. 141

The Ministry of Health and Local Government for Northern Ireland, in exercise of the powers conferred on it by sections eighty and eighty-five of the Health Services Act (Northern Ireland), 1948, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Health Services (Transitional Arrangements) Regulations (Northern Ireland), 1948.

(2) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them, that is to say —

" Act " means the Health Services Act (Northern Ireland), 1948 ;

" Appointed day " means the fifth day of July, one thousand, nine hundred and forty-eight ;

" Authority " means the Northern Ireland Hospitals Authority ;

" Endowment " means any property which would for the purposes of the Act be an endowment if the fifth day of July, one thousand, nine hundred and forty-eight were the appointed day referred to in sub-sections (6) and (7) of section twenty-five of the Act ;

" Hospital Management Committee " means a hospital management committee appointed by the Authority under the provisions of section twenty-eight of the Act ;

" Ministry " means the Ministry of Health and Local Government ;

" Temporary Committee " means a committee appointed by the Authority under the provisions of sub-section (2) of section eighty-two of the Act to exercise powers and to perform duties which are part of the functions under the Act of a Hospital Management Committee.

(3) The Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Regulations in like manner as it applies for the interpretation of an Act of the Parliament of Northern Ireland.

2. On and after the appointed day none of the bodies referred to in sub-section (1) of section eighty-five of the Act and no Board of Guardians, Health Authority or Health Committee or other local authority which immediately before the appointed day managed or had control of any hospital transferable to the Authority under the Act shall as such perform any function in relation to the management of that hospital except as hereinafter provided or except as the Ministry may in any case direct for the purpose of giving due effect to the provisions of the Act.

3. Any such body as is referred to in the last preceding Regulation may on and after the appointed day hold any endowment which that body held immediately before the appointed day, and may receive any income, increase, increment, profit, benefit, advantage or other produce which on and after the appointed day may be derived or result or accrue from the holding of any such endowment ; and anything held or received by any body by virtue of the foregoing provisions of this Regulation shall be held by that body on trust for the purposes of the Act.

4. Regulations two and three of these Regulations shall have effect in relation to a person who, immediately before the appointed day, was a Trustee for the purposes of any endowment of a hospital which under