

2011 No. 2748

NATIONAL HEALTH SERVICE, ENGLAND

The NHS Bodies (Transfer of Trust Property) Order 2011

Made - - - - *15th November 2011*

Laid before Parliament *21st November 2011*

Coming into force - - *22nd December 2011*

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 2011 and shall come into force on 22nd December 2011.

(2) In this Order—

“the relevant new Trust” means in relation to any relevant old Trust listed in column 1 of the Schedule, the body which is listed adjacent to it in column 2 of that Schedule;

“the 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, shall be 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 shall be construed as a reference to the relevant new Trust.

Signed by authority of the Secretary of State for Health.

15th November 2011

Simon Burns
Minister of State,
Department of Health

(a) 2006 c. 41.

SCHEDULE

Article 2

<i>Relevant old Trust</i>	<i>Relevant new Trust</i>	<i>Date schedule signed by relevant old Trust</i>	<i>Date schedule signed by relevant new Trust</i>
Barnsley Hospital NHS Foundation Trust(a)	South West Yorkshire Partnership NHS Foundation Trust(b)	19th September 2011	22nd June 2011
Bradford and Airedale Teaching Primary Care Trust(c)	Bradford Teaching Hospitals NHS Foundation Trust(d)	30th September 2011	3rd October 2011
Bradford and Airedale Teaching Primary Care Trust	Bradford District Care Trust(e)	2nd November 2011	24th October 2011
Camden Primary Care Trust(f)	Central and North West London NHS Foundation Trust(g)	27th May 2011	26th May 2011
Devon Primary Care Trust(h)	South Devon Healthcare NHS Foundation Trust(i)	11th October 2011	20th & 28th September 2011
Dudley Primary Care Trust(j)	Black Country Partnership NHS Foundation Trust(k)	1st September 2011	1st September 2011
Dudley Primary Care Trust	The Dudley Group NHS Foundation Trust(l)	20th September 2011	20th September 2011
Ealing Primary Care Trust(m)	Central London Community Healthcare National Health Service Trust(n)	28th September 2011	6th October 2011
Ealing Primary Care Trust	Ealing Hospital National Health Service Trust(o)	28th September 2011	28th September 2011
Ealing Primary Care Trust	Hounslow and Richmond Community Healthcare National Health Service Trust(p)	28th September 2011	29th September 2011
Herefordshire Primary Care Trust (q)	Wye Valley National Health Service Trust(r)	28th September 2011	29th September 2011

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- (a) Authorised as an NHS Foundation Trust with effect from 1st January 2005. See <http://www.monitor-nhsft.gov.uk>.
- (b) Authorised as an NHS Foundation Trust with effect from 1st May 2009. See <http://www.monitor-nhsft.gov.uk>.
- (c) Established by S.I. 2006/2072, relevant amending instrument is S.I. 2007/1268 which changed the name of the Trust to the Bradford and Airedale Teaching Primary Care Trust.
- (d) Authorised as an NHS Foundation Trust with effect from 1st April 2004. See <http://www.monitor-nhsft.gov.uk>.
- (e) Established by S.I. 2002/1322.
- (f) Established by S.I. 2002/1000.
- (g) Authorised as an NHS Foundation Trust with effect from 1st May 2007. See <http://www.monitor-nhsft.gov.uk>.
- (h) Established by S.I. 2006/2072, to which there are amendments not relevant to this Order.
- (i) Authorised as an NHS Foundation Trust with effect from 1st March 2007. See <http://www.monitor-nhsft.gov.uk>.
- (j) Established by S.I. 2006/2072, to which there are amendments not relevant to this Order.
- (k) Authorised as an NHS Foundation Trust with effect from 1st February 2009. See <http://www.monitor-nhsft.gov.uk>.
- (l) Authorised as an NHS Foundation Trust with effect from 1st October 2008. See <http://www.monitor-nhsft.gov.uk>.
- (m) Established by S.I. 2001/3835, amended by S.I. 2002/1405.
- (n) Established by S.I. 2010/2462.
- (o) Established by S.I. 1991/2340, amended by S.I. 2010/185.
- (p) Established by S.I. 2011/799.
- (q) Established by S.I. 2011/799.
- (r) Established by S.I. 2011/799.

Herefordshire Primary Care Trust	2gether NHS Foundation Trust(a)	28th September 2011	29th September 2011
Kensington and Chelsea Primary Care Trust(b)	Central London Community Healthcare National Health Service Trust	7th October 2011	7th October 2011
Kingston Primary Care Trust(c)	Hounslow and Richmond Community Healthcare National Health Service Trust	29th September 2011	29th September 2011
Leicestershire County and Rutland Primary Care Trust(d)	Leicestershire Partnership National Health Service Trust(e)	12th September 2011	29th September 2011
Mid Essex Hospital Services National Health Service Trust(f)	South Essex Partnership University NHS Foundation Trust(g)	14th October 2011	11th October 2011
Northern Lincolnshire and Goole Hospitals NHS Foundation Trust(h)	Rotherham Doncaster and South Humber NHS Foundation Trust(i)	21st June 2011	10th June 2011
North Yorkshire and York Primary Care Trust(j)	Harrogate and District NHS Foundation Trust(k)	25th August 2011	13th June 2011
North Yorkshire and York Primary Care Trust	Tees, Esk and Wear Valleys NHS Foundation Trust(l)	1st September 2011	19th August 2011
Portsmouth City Teaching Primary Care Trust(m)	Solent National Health Service Trust(n)	14th September 2011	19th September 2011
Salford Primary Care Trust(o)	Salford Royal NHS Foundation Trust(p)	30th April 2011	16th June 2011
Solihull Primary Care Trust(q)	Heart of England NHS Foundation Trust(r)	14th July 2011	14th July 2011
South Essex Partnership University NHS Foundation Trust	Cambridgeshire and Peterborough NHS Foundation Trust(s)	29th September 2011	20th September 2011

- (a) Authorised as an NHS Foundation Trust with effect from 1st July 2007. *See* <http://www.monitor-nhsft.gov.uk>.
- (b) Established by S.I. 2002/1004.
- (c) Established by S.I. 2001/279, amended by S.I. 2002/1405.
- (d) Established by S.I. 2006/2072, to which there are amendments not relevant to this Order.
- (e) Established by S.I. 1998/3069, amended by S.I. 2002/1437 which changed the name of the Trust to the Leicestershire Partnership National Health Service Trust.
- (f) Established by S.I. 1991/2370, amended by S.I. 1998/2116.
- (g) Authorised as an NHS Foundation Trust with effect from 1st May 2006. *See* <http://www.monitor-nhsft.gov.uk>.
- (h) Authorised as an NHS Foundation Trust with effect from 1st May 2007. *See* <http://www.monitor-nhsft.gov.uk>.
- (i) Authorised as an NHS Foundation Trust with effect from 1st August 2007. *See* <http://www.monitor-nhsft.gov.uk>.
- (j) Established by S.I. 2006/2072, to which there are amendments not relevant to this Order.
- (k) Authorised as an NHS Foundation Trust with effect from 1st January 2005. *See* <http://www.monitor-nhsft.gov.uk>.
- (l) Authorised as an NHS Foundation Trust with effect from 1st July 2008. *See* <http://www.monitor-nhsft.gov.uk>.
- (m) Established by S.I. 2001/784, amended by S.I. 2002/1405 and S.I. 2003/2662, which changed the name of the Trust to the Portsmouth City Teaching Primary Care Trust.
- (n) Established by S.I. 2011/804.
- (o) Established by 2001/519, amended by S.I. 2002/1405.
- (p) Authorised as an NHS Foundation Trust with effect from 1st August 2006. *See* <http://www.monitor-nhsft.gov.uk>.
- (q) Established by S.I. 2001/211, amended by S.I. 2002/1405, S.I. 2006/2526 and S.I. 2011/1084, which changed the name of the Trust back to the Solihull Primary Care Trust.
- (r) Authorised as an NHS Foundation Trust with effect from 1st April 2005. *See* <http://www.monitor-nhsft.gov.uk>.
- (s) Established by S.I. 2011/799.

Tees, Esk and Wear Valleys NHS Foundation Trust	South Tees Hospitals NHS Foundation Trust(a)	14th September 2011	22nd September 2011
The Hillingdon Hospitals NHS Foundation Trust(b)	Central and North West London NHS Foundation Trust	28th September 2011	19th September 2011
University Hospital Southampton NHS Foundation Trust(c)	Solent National Health Service Trust	30th September 2011	3rd October 2011
Warwickshire Primary Care Trust(d)	South Warwickshire NHS Foundation Trust(e)	28th September 2011	27th September 2011
Western Sussex Hospitals National Health Service Trust(f)	Sussex Community National Health Service Trust(g)	21st September 2011	28th September 2011

EXPLANATORY NOTE

(This note is not part of the Order)

This Order transfers to the relevant new Trusts, property held on trust by the relevant old Trusts 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.

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- (a) Authorised as an NHS Foundation Trust with effect from 1st May 2009. See <http://www.monitor-nhsft.gov.uk>.
- (b) Authorised as an NHS Foundation Trust with effect from 1st April 2011. See <http://www.monitor-nhsft.gov.uk>.
- (c) Authorised as an NHS Foundation Trust with effect from 1st October 2011. See <http://www.monitor-nhsft.gov.uk>. The NHS Foundation Trust signed the schedule on 30th September 2011, prior to being authorised as an NHS Foundation Trust, when it was the Southampton University Hospitals National Health Service Trust.
- (d) Established by S.I. 2006/2072, to which there are amendments not relevant to this Order.
- (e) Authorised as an NHS Foundation Trust with effect from 1st March 2010. See <http://www.monitor-nhsft.gov.uk>.
- (f) Established by S.I. 2009/750.
- (g) Established by S.I. 1991/2401, amended by S.I. 2010/2229, which changed the name of the Trust to the Sussex Community National Health Service Trust.

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