
WELSH STATUTORY INSTRUMENTS

2009 No. 2618 (W.214)

NATIONAL HEALTH SERVICE, WALES

**The Welsh Ministers (Transfer of Property,
Rights and Liabilities) (Wales) Order 2009**

Made - - - - 28 September 2009

Coming into force - - 1 October 2009

The Welsh Ministers, in exercise of the powers conferred on them by sections 18(4) and 203(10) and paragraph 9(1), (2), (3), (5) and (9) of Schedule 3 to the National Health Service (Wales) Act 2006⁽¹⁾, make the following Order:

Title, commencement and application

1.—(1) The title of this Order is the Welsh Ministers (Transfer of Property, Rights and Liabilities) (Wales) Order 2009 and it comes into force on 1 October 2009.

(2) This Order applies to Wales.

Interpretation

2. In this Order unless the context otherwise requires—

“the former Wales Centre for Health” (“*Canolfan Iechyd Cymru gynt*”) means the body known as the Wales Centre for Health or Canolfan Iechyd Cymru established by section 2 of the Health (Wales) Act 2003 and abolished by the Wales Centre for Health Transfer Order;

“the transfer date” (“*y dyddiad trosglwyddo*”) means 1 October 2009;

“the Trust” (“*yr Ymddiriedolaeth*”) means the Public Health Wales National Health Service Trust established by the Public Health Wales National Health Service Trust (Establishment) Order 2009⁽²⁾;

“the Wales Centre for Health Transfer Order” (“*Gorchymyn Trosglwyddo Canolfan Iechyd Cymru*”) means the Wales Centre for Health (Transfer of Functions, Property, Rights and Liabilities and Abolition) (Wales) Order 2009⁽³⁾.

(1) 2006 c. 42.

(2) S.I.2009/2058 (W. 177).

(3) S.I. 2009/2623 (W. 215).

Transfer of Property

3.—(1) The property transferred to the Welsh Ministers by article 4 and Schedule 1 to the Wales Centre for Health Transfer Order is, with effect from the transfer date, transferred to the Trust.

(2) The Trust must abide by the terms of the leases entered into by the former Wales Centre for Health which have been transferred to the Trust by virtue of this article.

Enforceability of rights and transfer of liabilities

4.—(1) All rights transferred to the Welsh Ministers by article 5(1) of the Wales Centre for Health Transfer Order are, with effect from the transfer date, transferred to the Trust.

(2) All liabilities transferred to the Welsh Ministers by article 5(2) of the Wales Centre for Health Transfer Order are, with effect from the transfer date, transferred to the Trust.

Winding up of the affairs of the former Wales Centre for Health

5.—(1) The Trust must take such action as may be necessary for the winding up of the affairs of the former Wales Centre for Health including the preparation of the outstanding accounts of the Centre.

(2) The Trust must send the statement of accounts to the Auditor General for Wales before 31 December 2009.

(3) The Auditor General must—

- (a) examine and certify the accounts submitted under paragraph (2); and
- (b) lay before the National Assembly for Wales a copy of them as certified together with a report on them.

28 September 2009

Edwina Hart
Minister for Health and Social Services, one of
the Welsh Ministers

Status: *This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

EXPLANATORY NOTE

(This note is not part of the Order)

This Order transfers the property, rights and liabilities of the Wales Centre for Health that were transferred to the Welsh Ministers under the Wales Centre for Health (Transfer of Functions, Property, Rights and Liabilities and Abolition) (Wales) Order 2009 to the Public Health Wales National Health Service Trust.