

1973 No. 2193
NATIONAL HEALTH SERVICE, ENGLAND AND WALES
HOSPITAL AND SPECIALIST SERVICES
The National Health Service (Designation of London Teaching Hospitals) Amendment (No. 3) Order 1973

Made - - - - - 21st December 1973

Coming into Operation 11th January 1974

The Secretary of State for Social Services, in exercise of the powers conferred by sections 11(8) and 75(4) of the National Health Service Act 1946(a) and now vested in him (b) and of all other powers enabling him in that behalf, and after consultation with the University of London, hereby orders as follows:—

1. This order may be cited as the National Health Service (Designation of London Teaching Hospitals) Amendment (No. 3) Order 1973 and shall come into operation on 11th January 1974.

2.—(1) In this order:—

“the Act” means the National Health Service Act 1946;

“the appointed day” means 11th January 1974;

“the First Board” means the Board of Governors of The Hospitals for Sick Children;

“the Second Board” means the South East Metropolitan Regional Hospital Board;

“the Third Board” means the South West Metropolitan Regional Hospital Board;

“the First Committee” means the Tunbridge Wells and Leybourne Hospital Management Committee;

“the Second Committee” means the Manor Hospital Management Committee;

(2) The rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(c) shall apply for the purposes of the interpretation of this order as they apply for the purposes of the interpretation of an Act of Parliament.

(a) 1946 c. 81.

(b) See Secretary of State for Social Services Order 1968 (S.I. 1968/1699 (1968 III, p. 4585)) Article 2.

(c) 1889 c. 63.

3. In Column (2) of the First Schedule to the National Health Service (Designation of London Teaching Hospitals) Order 1957(a), as amended (b), (which Schedule lists designated London teaching hospitals) opposite the name "The Hospitals for Sick Children" the words "(including the Little Folks Home, Bexhill and the Queen Elizabeth Hospital for Children, Banstead Branch)", shall be deleted.

4.—(1) All officers of the First Board employed immediately before the appointed day solely at or for the purposes of the Little Folks Home, Bexhill shall, unless previously notified, on that day be transferred to and become officers of the Second Board.

(2) Any officer of the First Board who is employed immediately before the appointed day partly at or for the purposes of the Little Folks Home, Bexhill shall, unless otherwise previously notified, on that day be transferred to and become an officer of the Second Board.

(3) Any officer who is transferred to the Second Board under this article and whose employment was whole-time shall continue to be subject to the remuneration and other conditions of service applicable to a whole-time officer so long as his employment for both the First Board and the Second Board amounts in the aggregate to whole-time employment.

5.—(1) All officers of the First Board employed immediately before the appointed day solely at or for the purposes of the Queen Elizabeth Hospital for Children, Banstead Branch shall, unless previously notified, on that day be transferred to and become officers of the Third Board.

(2) All medical and dental officers of the First Board employed immediately before the appointed day, partly at or for the purposes of the transferred hospitals and partly at and for the purposes of any other hospital shall on that day become officers of the Third Board in relation to their work at the Queen Elizabeth Hospital for Children, Banstead Branch and all rights and liabilities under their contract in relation thereto with the First Board shall be transferred to the Third Board.

(3) Any other officer of the First Board who is employed immediately before the appointed day partly at or for the purposes of the Queen Elizabeth Hospital for Children, Banstead Branch shall, unless otherwise previously notified, on that day be transferred to and become an officer of the Third Board.

(4) Any officer who is transferred to the Third Board under this article and whose employment was whole-time shall continue to be subject to the remuneration and other conditions of service applicable to a whole-time officer so long as his employment for both the First Board and the Third Board amounts in the aggregate to whole-time employment.

6.—All rights and liabilities to which the First Board was entitled or subject immediately before the appointed day—

(a) being rights or liabilities acquired or incurred solely in respect of the Little Folks Home, Bexhill shall on that day be transferred to and vest without further conveyance in the First Committee;

(a) S.I. 1957/488 (1957 I, p. 1452).

(b) The relevant amending instruments are S.I. 1968/490, 1973/452 (1968 I, p. 1196; 1973 I, p. 1547).

(b) being rights or liabilities acquired or incurred solely in respect of Queen Elizabeth Hospital for Children, Banstead Branch shall on that day be transferred to and vest without further conveyance in the Second Committee.

7. Any action or proceeding or any cause of action or proceedings, pending or existing at the appointed day, by, or against, the First Board solely in respect of any right or liability transferred by this order shall not be prejudicially affected by reason of this order, and may be continued, prosecuted and enforced by, or against, the First Committee or the Second Committee respectively.

Signed by authority of the Secretary of State for Social Services.

G. Beltram,
Under Secretary,
Department of Health and Social Security.

21st December 1973.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the National Health Service (Designation of London Teaching Hospitals) Order 1957, by removing Little Folks Home, Bexhill and Queen Elizabeth Hospital for Children, Banstead Branch from the group of hospitals designated as a teaching hospital under the name of The Hospitals for Sick Children and providing for consequential matters relating to officers and property connected with those hospitals.

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