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STATUTORY INSTRUMENTS

2001 No. 3203

NATIONAL HEALTH SERVICE, ENGLAND

The Southampton Community Health Services National Health Service Trust (Establishment) Amendment (No.2) Order 2001

Made - - - - 15th September 2001

Coming into force - - 24th September 2001

The Secretary of State for Health, in exercise of the powers conferred on him by section 126(3) of the National Health Service Act 1977(1) and section 5(1) of the National Health Service and Community Care Act 1990(2) and of all other powers enabling him in that behalf, after completion of the consultation prescribed under section 5(2) of the latter Act(3), hereby make the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Southampton Community Health Services National Health Service Trust (Establishment) Amendment (No.2) Order 2001 and shall come into force on 24th September 2001.

(2) In this Order—

“the principal Order” means the Southampton Community Health Services National Health Service Trust (Establishment) Order 1992(4);

“the Establishment Amendment Order” means the Southampton Community Services National Health Service Trust (Establishment) Amendment Order 2001(5);

“the trust” means the National Health Service trust established by the principal Order;

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- (1) [1977 c. 49](#); section 126(3) was amended by section 65(2) of the National Health Service and Community Care Act [1990 \(c. 19\)](#), by paragraph 57 of Schedule 1 to the Health Authorities Act [1995 \(c. 17\)](#) (“the 1995 Act”) and by section 41(10) and paragraph 27 of Schedule 2 to the National Health Service (Primary Care) Act [1997 \(c. 46\)](#). The functions of the Secretary of State under these provisions are, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by article 2(a) of, and the entry for the National Health Service and Community Care Act 1990 in Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999, [S.I. 1999/672](#), as amended by section 66(5) of the 1999 Act.
- (2) [1990 c. 19](#). Section 5 was amended by paragraph 69 of Schedule 1 to the 1995 Act and by the Health Act [1999 \(c. 8\)](#) section 13; paragraph 3 of Schedule 2 was amended by the Health Act 1999 section 13(7); paragraph 6 of Schedule 2 was amended by the Health Act 1999 Schedule 4 paragraph 83(4).
- (3) *See* [S.I. 1996/653](#).
- (4) [S.I. 1992/2584](#), as amended by [S.I. 1998/3098](#), and by [S.I. 2001/1916](#).
- (5) [S.I. 2001/1916](#).

Amendment of the NHS trust Establishment Order

2. For Article 3 of the principal Order (nature and functions of the trust) there shall be substituted the following article—

“Nature and functions of the trust

3.—(1) The trust is established for the purposes specified in section 5(1) of the Act.

(2) The trust’s functions shall be to provide goods and services, namely community health services, for the purposes of the health service, at or from Central Health Clinic, East Park Terrace, Southampton SO14 0YL;

and at or from any associated hospitals, establishments and facilities.”

Revocation of the Establishment Amendment Order

3. The Southampton Community Health Services National Health Service Trust (Establishment) Amendment Order 2001 is hereby revoked.

Signed by authority of the Secretary of State for Health

15th September 2001

John Hutton
Minister of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Southampton Community Health Services National Health Service Trust (Establishment) Order 1992 (“the principal Order”) which established the Southampton Community Health Services National Health Service Trust (“the trust”). This Order substitutes a new article 3 in the principal Order specifying that the trust has the function of providing community health services from a specified site (article 2). This Order also revokes the Southampton Community Health Services National Health Service Trust (Establishment) Amendment Order 2001 (“the Establishment Amendment Order”) which contained errors.