

2023 No. 360

NATIONAL HEALTH SERVICE, ENGLAND

**The Princess Alexandra Hospital National Health Service Trust
(Establishment) (Amendment) Order 2023**

Made - - - - - *23rd March 2023*

Coming into force *1st April 2023*

The Secretary of State for Health and Social Care makes the following Order in exercise of the powers conferred by sections 25(1), 272(7)(a) and (8)(a) and 273(1) of the National Health Service Act 2006(a).

In accordance with section 25(3) of that Act, the consultation prescribed by regulations(b) made under that section has been completed.

Citation, commencement, interpretation and extent

1.—(1) This Order may be cited as the Princess Alexandra Hospital National Health Service Trust (Establishment) (Amendment) Order 2023 and comes into force on 1st April 2023.

(2) In this Order, “the Establishment Order” means the Princess Alexandra Hospital National Health Service Trust (Establishment) Order 1994(c).

(3) This Order extends to England and Wales.

Amendment to the interpretation provisions

2. For article 1(2) of the Establishment Order (citation, commencement and interpretation), substitute—

“(2) In this Order, “the trust” means The Princess Alexandra Hospital National Health Service Trust established by article 2 of this Order.”.

Change to nature and functions of the trust

3. For article 3 of the Establishment Order (nature and functions of the trust) and the heading to that article, substitute—

(a) 2006 c. 41.

(b) S.I. 2010/743, to which there are amendments not relevant to this Order. The prescribed consultation under regulation 2(2) of S.I. 2010/743 is, before making an order under section 25(1) of the National Health Service Act 2006 in relation to an NHS trust, consultation by the Secretary of State with that NHS trust.

(c) S.I. 1994/3179.

“Functions of the trust

3. The trust’s functions shall be to provide goods and services for the purposes of the health service.”.

Removal of specification of “operational date”

4. For article 5 of the Establishment Order (operational date and accounting date of the trust) and the heading to that article, substitute—

“Accounting date of the trust

5. The accounting date of the trust shall be 31st March.”.

Revocation of provisions

5. Article 6 (limited functions before operational date) and article 7 (assistance by health authorities before operational date) of the Establishment Order are revoked.

Signed by authority of the Secretary of State for Health and Social Care.

23rd March 2023

Markham
Parliamentary Under-Secretary of State,
Department of Health and Social Care

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Princess Alexandra Hospital National Health Service Trust (Establishment) Order 1994 (“the Establishment Order”), which established the Princess Alexandra Hospital National Health Service Trust.

Article 2 sets out the amendments made to the interpretation provisions.

Article 3 sets out the functions of the trust as being to provide goods and services for the purposes of the health service. It removes the reference to section 5(1) of the National Health Service and Community Care Act 1990, which has been repealed. It further removes the reference to particular establishments and facilities from which the Trust carries out its functions.

Article 4 omits the specification of the trust’s “operational date” as it is of no on-going relevance.

Article 5 revokes articles 6 and 7 of the Establishment Order as they relate to the period before the operational date and are of no on-going relevance.

A full impact assessment has not been produced for this instrument as it has no effect on private sector or civil society organisations, and no significant effect on the public sector.

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