STATUTORY INSTRUMENTS

1972 No. 60

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

HOSPITAL AND SPECIALIST SERVICES

The National Health Service (Designation of London Teaching Hospitals) Amendment Order 1972

Made - - - 25*th January* 1972

Coming into Operation 1*st February* 1972

The Secretary of State for Social Services, in exercise of his powers under Sections 11 and 75 of the National Health Service Act 1946(**a**) 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 Order 1972 and shall come into operation on 1st February 1972.

2.—(1) In this order:—

"the Act" means the National Health Service Act 1946;

"the appointed day" means 1st February 1972;

"the First Board" means the Board of Governors of the London Hospital;

"the Second Board" means the Board of Governors of the Royal Free Hospital;

"the transferred hospital" means the hospital named in article 3 hereof.

(2) The Interpretation Act 1889(**b**) shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

3. The National Health Service (Designation of London Teaching Hospitals) Order 1957(**c**) as amended (**d**) shall be further amended as follows:—

(1) In column (2) of the First Schedule (which Schedule prescribes designated London teaching hospitals) opposite the name "The London Hospital" in column (1) the words "Queen Mary's Maternity Home, Hampstead, N.W.3." shall be deleted.

(**a**) 1946 c. 81. (**b**) 1889 c. 63.
(**c**) S.I. 1957/488 (1957 I, p. 1452).
(**d**) The relevant amending instruments are S.I. 1962/687, 1966/277, 1968/490, 1970/926 (1962 I, p. 711; 1966 I, p. 745; 1968 I, p. 1196; 1970 II, p. 2890).

(2) In the said column (2) after the names of the hospitals listed against the name "The Royal Free Hospital" in column (1) there shall be added the words "Queen Mary's Maternity Home, Hampstead, N.W.3."

4.—(1) All officers of the First Board employed immediately before the appointed day solely at or for the purposes of the transferred hospital shall on that day be transferred to and become officers of the Second 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 hospital and partly at or for the purposes of any other hospital shall on that day become officers of the Second Board in relation to their work at the transferred hospital and all rights and liabilities under their contract in relation thereto with the First Board shall be transferred to the Second 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 transferred hospital and who does not receive before that day notice in writing from the First Board that he is not to be transferred to the Second Board shall on that day be transferred to and become an officer of the Second Board.

(4) 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. On the appointed day there shall be transferred to and vest without further conveyance in the Second Board:—

(*a*) any property held immediately before the appointed day by the First Board—

(i) under section 59 of the Act solely for the purposes of the transferred hospital, and

(ii) under section 60 of the Act so far as practicable for the purposes of the transferred hospital; and

(*b*) any other property held by the First Board and any rights and liabilities to which the Board was entitled or subject immediately before the appointed day so far as these relate solely to the transferred hospital.

6. Any action or proceeding or any cause of action or proceeding, pending or existing at the appointed day, by, or against, the First Board solely in respect of any property, 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 Second Board.

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

J. S. Orme,
Under Secretary,
Department of Health and Social Security.

25th January 1972.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the National Health Service (Designation of London Teaching Hospitals) Order 1957—

(*a*) by removing the Queen Mary's Maternity Home from the group of hospitals designated as The London Hospital.

(*b*) by adding that hospital to the group of hospitals designated as The Royal Free Hospital.

The Order provides for consequential matters relating to officers and property connected with that hospital.

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