

S.I. No. 135/1980 - The Dublin Rheumatism Clinic Board (Establishment) Order, 1980.

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THE DUBLIN RHEUMATISM CLINIC BOARD (ESTABLISHMENT) ORDER, 1980.

WHEREAS on the 12th day of May, 1977, the Minister for Health certified that the Dublin Rheumatism Clinic Association is a company to which section 8 of the Health (Corporate Bodies) Act, 1961 (No. 27 of 1961) applied;

AND WHEREAS on the 7th day of September, 1978 the said Dublin Rheumatism Clinic Association, duly resolved that the said Company be wound up for the purposes of the said section 8 of the said Act;

AND WHEREAS by subsection (3) of the said section 8, the said Company is deemed to be a body established by an establishment order under the said Act and in pursuance of the said subsection the Minister for Health is required to make, in respect of the said body, an establishment order under the said Act:

NOW THEREFORE, the Minister for Health in exercise of the powers conferred on him by sections 3 to 6 of the Health (Corporate Bodies) Act, 1961, hereby orders as follows:—

1. This Order may be cited as the Dublin Rheumatism Clinic Board (Establishment) Order, 1980.
2. A body to be known as the Dublin Rheumatism Clinic Board is hereby established.
3. In this Order—

"the Board" means the Dublin Rheumatism Clinic Board established by this Order;

"the Company" means the company known as the Dublin Rheumatism Clinic Association;

4. The functions of the Board are to take over the property (including choses-in-action), assets, rights and liabilities which immediately before the 7th day of September, 1978 were vested in or belonged to or were held in trust for the Company and to perform the functions which immediately before the 7th day of September, 1978 the Company was empowered by the provisions of the memorandum of association of the Company to perform.

5. The Board shall consist of those persons who, on the 7th day of September, 1978, were members of the Company.

6. (1) The board may meet for the transaction of business, adjourn and otherwise regulate their meetings as they think fit.

(2) The first meeting of the Board shall be held within 21 days of the date of this Order.

(3) At the first meeting of the Board the members of the Board shall elect one of the members to be Chairman of the Board.

(4) The quorum of the Board shall be three.

(5) All acts of the Board and all questions coming or arising before the Board may be done and decided by the majority of such members of the Board as are present and vote at a meeting of the Board.

(6) In case of equality of votes on any question arising at a meeting of the Board, the Chairman of the Board shall have a second or casting vote.

(7) Minutes of the proceedings of a meeting of the Board shall be entered in a book kept for that purpose and shall be signed by the Chairman of the meeting or of the next meeting.

(8) The seal of the Board shall be authenticated by the signature of the Chairman of the Board and any one other member.

7. The Board shall cause to be kept proper accounts of all income and expenditure of the Board, and of the sources of such income and the subject matter of such expenditure, and of the property, credits and liabilities of the Board.

8. (1) The officers and servants of the Company immediately prior to the date of this Order shall, subject to the provisions of article 9 of this Order, on such date become and be officers and servants of the Board on the same terms and conditions as they were immediately prior to the date of this Order officers and servants of the Company.

(2) Every officer of the Board holding office in a permanent capacity shall cease to hold his office on attaining the age of sixty five years or at such later date as the Board, with the consent of the Minister, may determine.

9. The Local Government (Superannuation) Act, 1956 (No. 10 of 1956) shall apply to the Board as if it were a local authority, subject to the following modifications:—