

Decree No. (30) of 2016
Concerning
Al Jalila Children's Speciality Hospital¹

We, Mohammed bin Rashid Al Maktoum, Ruler of Dubai,

After perusal of:

Law No. (5) of 1995 Establishing the Department of Finance;

Law No. (13) of 2007 Establishing the Dubai Health Authority and its amendments; and

Law No. (9) of 2011 Concerning the Dubai Healthcare City,

Do hereby issue this Decree.

Definitions
Article (1)

The following words, wherever mentioned in this Decree, will have the meaning indicated opposite each of them unless the context implies otherwise:

DHA: The Dubai Health Authority.

DHCC: The Dubai Healthcare City.

DHCA: The Dubai Healthcare City Authority.

Al Jalila Hospital: Al Jalila Children's Speciality Hospital.

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¹*Every effort has been made to produce an accurate and complete English version of this legislation. However, for the purpose of its interpretation and application, reference must be made to the original Arabic text. In case of conflict, the Arabic text will prevail.*

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Amalgamation

Article (2)

The land plot on which Al Jalila Hospital is constructed is hereby amalgamated into the DHCC, and will be deemed as a free zone to which the provisions of the above-mentioned Law No. (9) of 2011 and the resolutions issued in pursuance thereof will apply. The DHCA will exercise, within this plot, all the powers vested in it under the above-mentioned law.

Transfer of Assets and Human Resources

Article (3)

Pursuant to this Decree, the following will be transferred to the DHCA:

1. ownership of the land plot referred to in Article (2) of this Decree. The land plot will be registered in the name of the DHCA as a grant from the Government of Dubai;
2. ownership of Al Jalila Hospital, including ownership of all buildings, facilities, equipment, devices, plans, and documents; and any other assets or material or moral rights associated with Al Jalila Hospital. The DHCA will not assume, towards the DHA or towards the contractors, suppliers, or any other party contracted by the DHA, any legal or financial liability that may arise from the contracts concluded by the DHA with them prior to the effective date of this Decree for the implementation of Al Jalila Hospital project; and
3. the human resources, including the physicians, nurses, technicians, and administrative staff working at Al Jalila Hospital by the effective date of this Decree. The transferred human resources will be governed by the relevant regulations and bylaws approved by the Board of Directors of the DHCA, without prejudice to their existing rights. The transfer will be made in accordance with the procedure agreed upon between the DHCA and the DHA.

Obligations of the DHA

Article (4)

For the purposes of this Decree, the DHA must:

1. take all the actions required for finalising the transfer of Al Jalila Hospital ownership to the DHCA;

2. enable the DHCA to manage Al Jalila Hospital and supervise its facilities, equipment, devices, and employees;
3. deliver, to the DHCA, all plans, documents, and contracts pertaining to Al Jalila Hospital;
4. transfer all the financial appropriations allocated for the implementation of Al Jalila Hospital project for the financial year 2016, including employees' salaries and entitlements;
5. assume all the legal and financial liabilities arising from the contracts concluded by the DHA, prior to the effective date of this Decree, with the Al Jalila Hospital project consultant, contractors, and suppliers; and
6. provide the technical and administrative support to the DHCA upon its request. This support must be provided pursuant to an agreement concluded by the DHA with the DHCA, which defines the scope of support and provides for the rights and obligations of the parties.

Commencement and Publication

Article (6)

This Decree comes into force on the day on which it is issued, and will be published in the Official Gazette.

Mohammed bin Rashid Al Maktoum

Ruler of Dubai

Issued in Dubai on 31 October 2016
Corresponding to 30 Muharram 1438 A.H.