
STATUTORY INSTRUMENTS

1991 No. 194

**The Health and Personal Social
Services (Northern Ireland) Order 1991**

[^{F1}Health and Social Care trusts]

[^{F1}Definition of social care and children functions”

10A.—(1) In Article 10 and Schedule 3 “social care and children functions” means the following functions (so far as they are exercisable by HSC trusts under the provisions conferring them)—

- (a) functions under sections 35 and 96 of the Children and Young Persons Act (Northern Ireland) 1968;
- (b) functions under Articles 15, 36, 37, 38, 39, 99, 101 and 101A of, and Schedule 6 to, the Health and Personal Social Services (Northern Ireland) Order 1972;
- (c) functions under sections 1(2), 2 and 12(1) of the Chronically Sick and Disabled Persons (Northern Ireland) Act 1978;
- (d) functions under the Mental Health (Northern Ireland) Order 1986;
- (e) functions under the Adoption (Northern Ireland) Order 1987;
- (f) functions under sections 4 to 9 of the Disabled Persons (Northern Ireland) Act 1989;
- (g) functions under the Children (Northern Ireland) Order 1995;
- (h) the function of making or submitting pre-sentence reports within the meaning of Article 2(2) of the Criminal Justice (Northern Ireland) Order 1996 or Article 4(1) of the Criminal Justice (Northern Ireland) Order 2008;
- (i) functions under the Carers and Direct Payments Act (Northern Ireland) 2002;
- (j) functions under the Mental Capacity Act (Northern Ireland) 2016.

(2) The Department may by regulations amend the list of social care and children functions set out in paragraph (1).]

F1 [Art. 10A](#) inserted (1.4.2022) by [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\)](#), s. 8(1)(b), [Sch. 1 para. 142](#); S.R. 2022/102, art. 2(b)

Changes to legislation:

The Health and Personal Social Services (Northern Ireland) Order 1991, Section 10A is up to date with all changes known to be in force on or before 05 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- art. 10A(1)(e) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 15](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch. 5(11(1) words omitted by [2022 c. 3 \(N.I.\) Sch. 1 para. 149](#)