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STATUTORY RULES OF NORTHERN IRELAND

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**2004 No. 107 (C. 2)**

**HEALTH AND PERSONAL SOCIAL SERVICES**

**The Health and Personal Social Services (2001 Act)  
(Commencement No. 6) Order (Northern Ireland) 2004**

*Made - - - - 12th March 2004*

The Department of Health, Social Services and Public Safety<sup>(1)</sup> in exercise of the powers conferred on it by section 61(2) of the Health and Personal Social Services Act (Northern Ireland) 2001<sup>(2)</sup> and of all other powers enabling it in that behalf, hereby makes the following Order:

**Citation and interpretation**

1.—(1) This Order may be cited as the Health and Personal Social Services (2001 Act) (Commencement No. 6) Order (Northern Ireland) 2004.

(2) In this Order:

“the Act” means the Health and Personal Social Services Act (Northern Ireland) 2001.

**Appointed days**

2. 1st April 2004 is the day appointed for the coming into operation of the following provisions of the Act –

- (a) section 49 (Disqualification of Part VI Practitioners),
- (b) Schedule 2 (Schedule 11 to the Principal Order as substituted).

Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on 12th March 2004.

L.S.

*James F. Livingstone*  
Senior Officer of the  
Department of Health, Social Services and  
Public Safety

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(1) See S.I. 1999/283 (N.I. 1) Article 3(6)  
(2) 2001 c. 3 (N.I.)

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Sealed with the Official Seal of the Department of Finance and Personnel on 12th March 2004.

L.S.

*Michael Brennan*  
Senior Officer of the  
Department of Finance and Personnel

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## EXPLANATORY NOTE

*(This note is not part of the Order.)*

This Order brings into operation on 1st April 2004 certain provisions of the Health and Personal Social Services Act (Northern Ireland) 2001 (“the Act”), namely section 49 (Disqualification of Part VI practitioners). This allows for Schedule 11 to the Health and Social Services (Northern Ireland) Order 1972 (N.I. 14) to be substituted by the Schedule set out in Schedule 2 of the Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order.)*

The following provisions of the Health and Personal Social Services Act (Northern Ireland) 2001 have been brought into operation by the Health and Personal Social Services (2001 Act) (Commencement No. 1) Order (Northern Ireland) 2001 (S.R. 2001 No. 128 (C. 5)):

<i>Provision</i>	<i>Date of Commencement</i>
Sections 23 to 38	2nd April 2001
Section 41 to 47	2nd April 2001
Section 50 to 52	2nd April 2001
Section 56 and Schedule 4	2nd April 2001
Section 60(3) and Schedule 5 (partially), in so far as the repeals in that Schedule are relevant to the above provisions	2nd April 2001
Sections 1(1), (3) and (4),	1st June 2001
Section 2 and Schedule 1	1st June 2001
Sections 6, 7, 9, 10, 12, 13 and 18 (so far as necessary to allow the Council to make rules and prepare codes of practice)	1st June 2001
Sections 20 to 22	1st June 2001
Sections 54(1) and (2)	1st June 2001
Sections 53 and 55, and Schedule 3	2nd July 2001

The following provisions of the Health and Personal Social Services Act (Northern Ireland) 2001 have been brought into operation by the Health and Personal Social Services (2001 Act) (Commencement No. 2) Order (Northern Ireland) 2001 (S.R. 2001 No. 324 (C. 16)):

<i>Provision</i>	<i>Date of Commencement</i>
Section 1(2)	1st October 2001

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<i>Provision</i>	<i>Date of Commencement</i>
Sections 4 and 5 (for the purpose only of the exercise of any power of the Council to make rules)	1st October 2001
Sections 14, 17 and 19	1st October 2001
Section 54(3)	1st November 2001

The following provisions of the Health and Personal Social Services Act (Northern Ireland) 2001 have been brought into operation by the Health and Personal Social Services (2001 Act) (Commencement No. 3) Order (Northern Ireland) 2002 ([S.R. 2002 No. 73 \(C. 6\)](#)):

<i>Provision</i>	<i>Date of Commencement</i>
Section 39 (repeal of law about fund-holding practices)	1st April 2002
Schedule 5 (partially)	1st April 2002

The following provisions of the Health and Personal Social Services Act (Northern Ireland) 2001 have been brought into operation by the Health and Personal Social Services (2001 Act) (Commencement No. 4) Order (Northern Ireland) 2002 ([S.R. 2002 No. 180 \(C.17\)](#)):

<i>Provision</i>	<i>Date of Commencement</i>
Section 48	10th June 2002

The following provisions of the Health and Personal Social Services Act (Northern Ireland) 2001 have been brought into operation by the Health and Personal Social Services (2001 Act) (Commencement No. 5) Order (Northern Ireland) 2003 ([S.R. 2002 No. 69 \(C. 6\)](#)):

<i>Provision</i>	<i>Date of Commencement</i>
Section 3, 11, 15 and 16	1st April 2003
Sections 4 to 7, 9, 10, 12, 13 and 18 in so far as they are not already in operation	1st April 2003