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STATUTORY RULES OF NORTHERN IRELAND

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**2009 No. 395**

**The Local Commissioning Groups (Membership)  
Regulations (Northern Ireland) 2009**

**Citation, commencement and interpretation**

1.—(1) These regulations may be cited as the Local Commissioning Groups (Membership) Regulations (Northern Ireland) 2009 and shall come into operation on 22nd December 2009.

(2) In these regulations—

“area of the Local Commissioning Group” means such area as prescribed under section 9(2) of the Act for that Local Commissioning Group;

“the Act” means the Health and Social Care (Reform) Act (Northern Ireland) 2009;

“bankruptcy restrictions order” means an order made under Schedule 2A of the Insolvency (Northern Ireland) Order 1989<sup>(1)</sup>;

“charity trustee” means one of the persons having the general control and management of the administration of a charity;

“dental practitioner” means a person registered in the dentists’ register under the Dentists Act 1984<sup>(2)</sup>;

“general medical practitioner” means a person whose name is included on a Primary Medical Services Performers List prepared pursuant to regulation 4 of the Health and Personal Social Services (Primary Medical Services Performers Lists) Regulations (Northern Ireland) 2004<sup>(3)</sup>;

“health service body” means—

(a) any of the following within the meaning of the National Health Service Act 2006<sup>(4)</sup>—

- (i) a Strategic Health Authority;
- (ii) a Special Health Authority;
- (iii) a Primary Care Trust;
- (iv) an NHS Trust;
- (v) a Local Health Board;

(b) any of the following within the meaning of the National Health Service (Scotland) Act 1978<sup>(5)</sup>—

- (i) a Health Board;
- (ii) a Special Health Board;
- (iii) the Common Services Agency for the Scottish Health Service;

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(1) [S.I. 1989/2405 \(N.I. 19\)](#) The relevant amending instrument is [S.I. 2005/1455 \(N.I. 10\)](#)

(2) [1984 c.24](#)

(3) [S.R. 2004 No. 149](#)

(4) [2006 c.41](#)

(5) [1978 c.29](#) section 2 was amended by paragraph 1 of Schedule 7 to the Health and Social Services and Social Security Adjudications Act [1983 \(c.41\)](#) and by section 28 of the National Health Service and Community Care Act [1990 \(c.19\)](#); section 10 was amended by paragraph 2 of Schedule 6 to the Health Services Act [1980 \(c.53\)](#)

- (iv) the Scottish Dental Practice Board;
- (c) the Wales Centre for Health established under section 2 of the Health (Wales) Act 2003<sup>(6)</sup>;
- (d) the Health Protection Agency established under section 1 of the Health Protection Agency Act 2004<sup>(7)</sup>;
- (e) the Care Quality Commission established under section 1 of the Health and Social Care Act 2008<sup>(8)</sup>;

“nurse” means a person whose name is included in the register maintained under article 5 of the Nursing and Midwifery Order 2001<sup>(9)</sup>;

“social worker” means a person whose name is included in a register maintained by the Northern Ireland Social Care Council under section 3(1)(a) of the Health and Personal Social Services Act (Northern Ireland) 2001<sup>(10)</sup>;

“trustee for a charity” is a person not being a charity trustee, in whom legal title to the property of the charity is vested.

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<sup>(6)</sup> 2003 c.4  
<sup>(7)</sup> 2004 c.17  
<sup>(8)</sup> 2008 c.14  
<sup>(9)</sup> S.I. 2002/253  
<sup>(10)</sup> 2001 c.3 (N.I.)