

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 5

Section 6(2)

AMENDMENTS RELATING TO LOCAL HEALTH BOARDS

The Public Bodies (Admission to Meetings) Act 1960 (c. 67)

- 1 In the Schedule to the Public Bodies (Admission to Meetings) Act 1960 (bodies to which the Act applies), after paragraph 1(gg) there is inserted—
“(gh) Local Health Boards;”.

Annotations:

Commencement Information

- I1** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I2** Sch. 5 para. 1 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Health Services and Public Health Act 1968 (c. 46)

- 2 (1) Section 63 of the Health Services and Public Health Act 1968 (provision of instruction for officers of hospital authorities etc) is amended as follows.
- (2) In subsection (1)(a), for “or Primary Care Trust” there is substituted “, Primary Care Trust or Local Health Board”.
- (3) In subsection (5A), for “or Primary Care Trust”, in both places, there is substituted “, Primary Care Trust or Local Health Board”.
- (4) In subsection (5B), the “and” at the end of paragraph (bb) is omitted, and after that paragraph there is inserted—
“(bbb) Local Health Boards; and”.

Annotations:

Commencement Information

- I3** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I4** Sch. 5 para. 2 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Employers' Liability (Compulsory Insurance) Act 1969 (c. 57)

- 3 In section 3 of the Employers' Liability (Compulsory Insurance) Act 1969 (employers exempted from insurance), in subsection (2)(a)—

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

- (a) for “1978 and” there is substituted “ 1978, ”, and
- (b) after “1977” there is inserted “ and a Local Health Board established under section 16BA of that Act ”.

Annotations:

Commencement Information

I5 Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532, art. 2, Sch.](#)

I6 Sch. 5 para. 3 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407, art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The 1977 Act

F14

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F15

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F16

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F17

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F18

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F19

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F110

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F111

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F112

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F113

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

F114

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F1}15

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F1}16

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F1}17

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F1}18

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F1}19

Annotations:

Amendments (Textual)

F1 Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F1}20

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Annotations:

Amendments (Textual)

- F1** Sch. 5 paras. 4-20 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

21 ^{F2}In section 98 (accounts and audit), in subsection (1), after paragraph (bb) there is inserted—
“(bbb) every Local Health Board;”.]

Annotations:

Amendments (Textual)

- F2** Sch. 5 para. 21 repealed (1.2.2007 so far as relating to Welsh NHS bodies) by [Health Act 2006](#) (c. 28), s. 83(7), [Sch. 9](#); [S.I. 2007/204](#), art. 4(c)

Commencement Information

- I7** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), art. 2, [Sch.](#)
- I8** Sch. 5 para. 21 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), art. 1(1), Sch. 1 Pt. 2 para. 12 (with art. 4)

^{F3}22

Annotations:

Amendments (Textual)

- F3** Sch. 5 para. 22 repealed (1.3.2007 immediately before the National Health Service Act 2006 comes into force) by [The National Health Service \(Pre-consolidation Amendments\) Order 2006](#) (S.I. 2006/1407), art. 1(1), [Sch. 2](#) (with art. 4)

^{F4}23

Annotations:

Amendments (Textual)

- F4** Sch. 5 para. 23 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F5}24

Annotations:

Amendments (Textual)

- F5** Sch. 5 para. 24 repealed (20.10.2003 for W., 1.12.2003 for E.) by [Health \(Wales\) Act 2003](#) (c. 4), s. 10(2), [Sch. 4](#); [S.I. 2003/2660](#), art. 2(1)(iii)(2); [S.I. 2003/3064](#), art. 2(1)(iii)(2)

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

The Acquisition of Land Act 1981 (c. 67)

- 25 In section 16 of the Acquisition of Land Act 1981 (statutory undertakers' land excluded from compulsory purchase), in subsection (3), the “and” at the end of paragraph (b) is omitted, and at the end of paragraph (c) there is inserted

“and

(d) a Local Health Board established under section 16BA of that Act;”.

Annotations:

Commencement Information

- I9** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I10** Sch. 5 para. 25 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Hospital Complaints Procedure Act 1985 (c. 42)

- 26 In section 1 of the Hospital Complaints Procedure Act 1985 (hospital complaints procedure), in subsection (1B), after “Trust”, where it first occurs, there is inserted “and Local Health Board ”, and in the second place where it occurs there is inserted “ or Local Health Board ”.

Annotations:

Commencement Information

- I11** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I12** Sch. 5 para. 26 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Income and Corporation Taxes Act 1988 (c. 1)

- 27 In section 519A of the Income and Corporation Taxes Act 1988 (health service bodies), in subsection (2), after paragraph (ab) there is inserted—
 “(aba) a Local Health Board;”.

Annotations:

Commencement Information

- I13** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I14** Sch. 5 para. 27 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Housing Act 1988 (c. 50)

- 28 In Schedule 2 to the Housing Act 1988 (grounds for possession of dwelling-houses let on assured tenancies), in the second paragraph of Ground 16, after “1990,” there is inserted “ or by a Local Health Board, ”.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Annotations:

Commencement Information

- I15** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I16** Sch. 5 para. 28 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Road Traffic Act 1988 (c. 52)

- 29 In section 144 of the Road Traffic Act 1988 (exceptions from requirement of third-party insurance or security), in subsection (2)(da), after “1977” there is inserted “, by a Local Health Board established under section 16BA of that Act ”.

Annotations:

Commencement Information

- I17** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I18** Sch. 5 para. 29 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The National Health Service and Community Care Act 1990 (c. 19)

- 30 The National Health Service and Community Care Act 1990 is amended as follows.

Annotations:

Commencement Information

- I19** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I20** Sch. 5 para. 30 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

^{F6}31

Annotations:

Amendments (Textual)

- F6** Sch. 5 paras. 31-33 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F6}32

Annotations:

Amendments (Textual)

- F6** Sch. 5 paras. 31-33 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

F⁶33

Annotations:

Amendments (Textual)

- F6** Sch. 5 paras. 31-33 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

34 In section 49 (transfer of staff from health service to local authorities), in subsection (4)(b), after “Health Authority” there is inserted “, Local Health Board”.

Annotations:

Commencement Information

- I21** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I22** Sch. 5 para. 34 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

35 In section 61 (health service bodies: taxation), in subsection (3), after “Primary Care Trust” there is inserted “ or Local Health Board”.

Annotations:

Commencement Information

- I23** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I24** Sch. 5 para. 35 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

F⁷36

Annotations:

Amendments (Textual)

- F7** Sch. 5 para. 36 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

The Welsh Language Act 1993 (c. 38)

37 In section 6 of the Welsh Language Act 1993 (meaning of “public body”), in subsection (1), after paragraph (f) there is inserted—
 “(ff) a Local Health Board established under section 16BA of the National Health Service Act 1977;”.

Annotations:

Commencement Information

- I25** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

I26 Sch. 5 para. 37 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Health Service Commissioners Act 1993 (c. 46)

^{F8}38

Annotations:

Amendments (Textual)

F8 Sch. 5 para. 38 repealed (1.4.2006) by [Public Services Ombudsman \(Wales\) Act 2005 \(c. 10\)](#), s. 40, [Sch. 7](#); [S.I. 2005/2800](#), [art. 5\(1\)\(3\)](#)

The Vehicle Excise and Registration Act 1994 (c. 22)

39 In Schedule 2 to the Vehicle Excise and Registration Act 1994 (exempt vehicles), in paragraph 7, at the end of sub-paragraph (d) there is inserted

“or

(e) a Local Health Board established under section 16BA of that Act.”

Annotations:

Commencement Information

I27 Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)

I28 Sch. 5 para. 39 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Value Added Tax Act 1994 (c. 23)

40 In section 41 of the Value Added Tax Act 1994 (application to Crown), in subsection (7), after “Primary Care Trust” there is inserted “ and a Local Health Board ”.

Annotations:

Commencement Information

I29 Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)

I30 Sch. 5 para. 40 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Data Protection Act 1998 (c. 29)

41 In section 69 of the Data Protection Act 1998 (meaning of “health professional”), in subsection (3), after paragraph (bb) there is inserted—

“(bbb) a Local Health Board established under section 16BA of that Act.”.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Annotations:

Commencement Information

- I31** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I32** Sch. 5 para. 41 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Government of Wales Act 1998 (c. 38)

- 42 (1) The Government of Wales Act 1998 is amended as provided in this paragraph.
- (2) In Schedule 5 (bodies and offices covered by section 74), after paragraph 25 there is inserted—
- “25A A Local Health Board.”
- (3) In Schedule 17 (audit etc of Welsh public bodies), after paragraph 12 there is inserted—
- “12A A Local Health Board.”

Annotations:

Commencement Information

- I33** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I34** Sch. 5 para. 42 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The 1999 Act

^{F9}43

Annotations:

Amendments (Textual)

- F9** Sch. 5 para. 43 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F10}44

Annotations:

Amendments (Textual)

- F10** Sch. 5 para. 44 repealed (1.4.2004) by [Health and Social Care \(Community Health and Standards\) Act 2003](#) (c. 43), s. 199(1)(4), [Sch. 14 Pt. 2](#); [S.I. 2004/759](#), [art. 13](#)

^{F11}45

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Annotations:

Amendments (Textual)

- F11** Sch. 5 para. 45 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

The Care Standards Act 2000 (c. 14)

- 46 In section 121 of the Care Standards Act 2000 (general interpretation), in subsection (1), in the definition of “National Health Service body”, for “or a Primary Care Trust” there is substituted “, a Primary Care Trust or a Local Health Board”.

Annotations:

Commencement Information

- I35** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I36** Sch. 5 para. 46 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Learning and Skills Act 2000 (c. 21)

- 47 In section 138 of the Learning and Skills Act 2000 (Wales: provision of information by public bodies), in subsection (3), after paragraph (b) there is inserted—
“(ba) a Local Health Board.”.

Annotations:

Commencement Information

- I37** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)
- I38** Sch. 5 para. 47 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Freedom of Information Act 2000 (c. 36)

- 48 In Schedule 1 to the Freedom of Information Act 2000 (public authorities for the purposes of the Act), in Part 3 (National Health Service), after paragraph 39 there is inserted—
“39A A Local Health Board established under section 16BA of the National Health Service Act 1977.”

Annotations:

Commencement Information

- I39** Sch. 5 not in force at Royal Assent, see s. 42(3); Sch. 5 in force for W. at 10.10.2002 by [S.I. 2002/2532](#), [art. 2](#), [Sch.](#)

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

I40 Sch. 5 para. 48 in force at 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force by [S.I. 2006/1407](#), [art. 1\(1\)](#), Sch. 1 Pt. 2 para. 12 (with [art. 4](#))

The Health and Social Care Act 2001 (c. 15)

^{F12}49

Annotations:

Amendments (Textual)

F12 Sch. 5 paras. 49-51 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F12}50

Annotations:

Amendments (Textual)

F12 Sch. 5 paras. 49-51 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

^{F12}51

Annotations:

Amendments (Textual)

F12 Sch. 5 paras. 49-51 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006](#) (c. 43), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to National Health Service Reform and Health Care Professions Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations.

Changes and effects yet to be applied to :

- Sch. 5 para. 27 repealed by 2010 c. 4 Sch. 3 Pt. 1

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

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

- Pt. 2 title substituted by 2012 c. 7 s. 222(5)
- s. 17(1)(fb) substituted for s. 17(1)(fa) by 2006 c. 28 Sch. 8 para. 50(a)
- s. 25 title substituted by 2008 c. 14 Sch. 10 para. 16
- s. 25 title substituted by 2012 c. 7 s. 222(3)
- s. 25(2)(2A) words substituted by 2012 c. 7 Sch. 15 para. 62(a)
- s. 25(2A) inserted by 2008 c. 14 s. 113(3)
- s. 25(2A)(2B) substituted for s. 25(2A) by 2015 c. 28 s. 5(1)
- s. 25(2A) words substituted by 2012 c. 7 s. 223(2)
- s. 25(3)(ga)(gb) substituted for s. 25(3)(h)(i) by 2008 c. 14 Sch. 10 para. 17(2)
- s. 25(3)(gb) words substituted by 2012 c. 7 Sch. 15 para. 56(b)
- s. 25(3)(gc) inserted by 2017 c. 16 Sch. 4 para. 2(2)
- s. 25(3A) excluded by 2003 c. 31, s. 5B(12)(b) (as inserted) by 2015 c. 9 s. 74
- s. 25(3A)(3B) inserted by 2012 c. 7 s. 220(6)
- s. 25(3A) substituted by 2017 c. 16 Sch. 4 para. 2(3)
- s. 25(3B) words substituted by 2017 c. 16 Sch. 4 para. 2(4)
- s. 25A inserted by 2012 c. 7 s. 224(1)
- s. 25A heading words inserted by 2017 c. 16 Sch. 4 para. 3(3)
- s. 25A(1) words inserted by 2017 c. 16 Sch. 4 para. 3(2)
- s. 25B inserted by 2012 c. 7 s. 225(1)
- s. 25C inserted by 2012 c. 7 s. 227
- s. 25C(7) words inserted by 2017 c. 16 Sch. 4 para. 5
- s. 25C(8)(h) words substituted by 2017 c. 16 Sch. 5 para. 47(i)
- s. 25D-25F inserted by 2012 c. 7 s. 228
- s. 25D(1) words inserted by 2017 c. 16 Sch. 4 para. 6(2)
- s. 25D(2)(b) and word omitted by 2017 c. 16 Sch. 4 para. 6(3)
- s. 25E(10)(11) omitted by 2017 c. 16 Sch. 4 para. 7
- s. 25F(3)(c) words substituted by 2017 c. 16 Sch. 4 para. 8
- s. 25G-25I inserted by 2012 c. 7 s. 229(1)
- s. 25G(10) inserted by 2017 c. 16 Sch. 4 para. 9
- s. 25H(3)(c) words substituted by 2017 c. 16 Sch. 4 para. 10
- s. 25I(1)(a) words omitted by 2017 c. 16 Sch. 4 para. 11
- s. 25AA inserted by 2017 c. 16 Sch. 4 para. 4
- s. 26 title word substituted by 2012 c. 7 Sch. 15 para. 62(i)
- s. 26(2A) inserted by 2012 c. 7 s. 229(2)
- s. 26(3A) inserted by 2012 c. 7 s. 229(3)
- s. 26(4A) inserted by 2012 c. 7 s. 229(4)
- s. 26(13) inserted by 2012 c. 7 s. 229(5)
- s. 26A inserted by 2008 c. 14 s. 116(1)
- s. 26A(1)(2) words substituted by 2012 c. 7 Sch. 15 para. 62(c)
- s. 26A(1A) inserted by 2012 c. 7 s. 223(3)
- s. 26A(1B)-(1E) inserted by 2012 c. 7 s. 229(6)
- s. 26A(1D)(b) omitted by 2017 c. 16 Sch. 4 para. 12(2)
- s. 26A(1E) substituted by 2017 c. 16 Sch. 4 para. 12(3)
- s. 26A(2) word substituted by 2012 c. 7 Sch. 15 para. 65

- s. 26A(2A) inserted by 2012 c. 7 s. 223(4)
- s. 26A(3) words inserted by 2012 c. 7 s. 223(5)
- s. 26B inserted by 2008 c. 14 s. 117
- s. 26B(1) words substituted by 2012 c. 7 Sch. 15 para. 62(d)
- s. 26B(1A)-(1C) inserted by 2012 c. 7 s. 229(7)
- s. 26B(2) words inserted by 2012 c. 7 s. 229(8)
- s. 26B(4) words inserted by 2012 c. 7 s. 229(9)
- s. 26B(4) words substituted by 2012 c. 7 Sch. 15 para. 62(d)
- s. 26B(4)(b) words substituted by 2012 c. 7 s. 223(6)
- s. 27 title word substituted by 2012 c. 7 Sch. 15 para. 62(i)
- s. 29 title word substituted by 2012 c. 7 Sch. 15 para. 62(i)
- s. 29(1)(ca) inserted by S.I. 2015/794 art. 18(2)
- s. 29(2A) inserted by 2017 c. 16 Sch. 4 para. 15(2)
- s. 29(4)(4A) substituted for s. 29(4) by S.I. 2015/794 art. 18(3)
- s. 29(5A) inserted by 2012 c. 7 s. 223(10)
- s. 29(5A) substituted by 2017 c. 16 Sch. 4 para. 15(3)
- s. 29(6)(a) words inserted by S.I. 2015/794 art. 18(4)(a)
- s. 29(6)(b) and word inserted by S.I. 2015/794 art. 18(4)(b)
- s. 29(7A) inserted by S.I. 2015/794 art. 18(6)
- s. 29(9)(10) inserted by S.I. 2015/794 art. 18(8)
- s. 29A inserted by S.I. 2015/794 art. 18(9)
- s. 38(3A)-(3D) inserted by 2012 c. 7 s. 224(3)
- s. 38(3E) inserted by 2012 c. 7 s. 223(13)
- s. 38(3F) inserted by 2012 c. 7 s. 226(9)
- s. 38(4A) inserted by 2012 c. 7 s. 230(5)
- Sch. 2 para. 48(a)(c) omitted by 2012 c. 7 s. 45(2)
- Sch. 7 para. 6(ba) inserted by 2008 c. 14 s. 114(3)(c)
- Sch. 7 para. 16(1A) inserted by 2008 c. 14 s. 114(6)
- Sch. 7 para. 14(2A) inserted by 2012 c. 7 s. 224(4)
- Sch. 7 para. 16(1B) inserted by 2012 c. 7 s. 226(7)
- Sch. 7 title substituted by 2008 c. 14 Sch. 10 para. 19
- Sch. 7 title substituted by 2012 c. 7 Sch. 15 para. 66
- Sch. 7 para. 11(1) word substituted by 2012 c. 7 s. 226(5)(a)
- Sch. 7 para. 4(e) words substituted by 2012 c. 7 s. 226(2)(a)
- Sch. 7 para. 4(f) words substituted by 2012 c. 7 s. 226(2)(b)
- Sch. 7 para. 6(a)(b)(c) words substituted by 2012 c. 7 Sch. 15 para. 62(h)
- Sch. 7 para. 11(1)(2)(3)(4) words substituted by 2012 c. 7 Sch. 15 para. 62(h)
- Sch. 7 para. 11(2) words substituted by 2012 c. 7 s. 226(5)(b)
- Sch. 7 para. 16(1A)(a)(b) words substituted by 2012 c. 7 Sch. 15 para. 62(h)
- Sch. 7 para. 16(1A)(a) words substituted by 2012 c. 7 s. 223(14)

Commencement Orders yet to be applied to the National Health Service Reform and Health Care Professions Act 2002

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2008/461 art. 2 commences (2007 c. 28)
- S.I. 2008/1210 art. 2 commences (2007 c. 12)
- S.I. 2008/1972 art. 2 commences (2006 c. 28)
- S.I. 2008/3244 art. 23 commences (2008 c. 14)
- S.I. 2010/1621 art. 2 Sch. commences (S.I. 2010/231)