



Health and Social Care Act 2008

2008 CHAPTER 14

PART 5

MISCELLANEOUS

Financial assistance related to provision of health or social care services

[^{F1}153 Directions to certain NHS bodies

- (1) The Secretary of State may direct the following to exercise any functions of the Secretary of State in relation to financial assistance under section 149(1)—
 - (a) a National Health Service trust all or most of whose hospitals, establishments and facilities are situated in England, or
 - (b) a Special Health Authority performing functions only or mainly in respect of England.
- (2) The Secretary of State may direct any Special Health Authority to exercise any functions of the Secretary of State in relation to financial assistance under section 149(1A).
- (3) The Secretary of State may direct the following to exercise any functions of the Secretary of State in relation to financial assistance under section 149(2) so far as those functions relate to the establishment of bodies which are to be wholly or mainly engaged in the provision of health services or services connected to health services—
 - (a) a National Health Service trust all or most of whose hospitals, establishments and facilities are situated in England, or
 - (b) a Special Health Authority performing functions only or mainly in respect of England.
- (4) The Secretary of State may direct any Special Health Authority to exercise any functions of the Secretary of State in relation to financial assistance under section 149(2) so far as they are not functions to which subsection (3) above applies.

Changes to legislation: Health and Social Care Act 2008, Section 153 is up to date with all changes known to be in force on or before 19 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. (See end of Document for details) View outstanding changes

- (5) The Secretary of State may give directions to a body about the exercise of any functions that it is directed to exercise under any of subsections (1) to (4).]

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Textual Amendments

- F1** S. 153 substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), **ss. 167(4)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)

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Changes and effects yet to be applied to :

- s. 153(1)(c) omitted by [2012 c. 7 Sch. 14 para. 110](#)
- specified provision(s) amendment to earlier commencing [SI 2009/462 art. 1\(4\) Sch. 5 para. 2](#) by [S.I. 2009/580 art. 2](#) (This amendment does not affect the commencements made by S.I. 2009/462)