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STATUTORY INSTRUMENTS

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**2001 No. 4149 (C. 133)**

**NATIONAL HEALTH SERVICE, ENGLAND  
LOCAL GOVERNMENT, ENGLAND**

**The Health and Social Care Act 2001  
(Commencement No. 7) (England) Order 2001**

*Made - - - - 18th December 2001*

The Secretary of State for Health, in exercise of the powers conferred upon him by sections 64(6) and 70(2) of the Health and Social Care Act 2001<sup>(1)</sup>, hereby makes the following Order:

**Citation, interpretation and extent**

**1.**—(1) This Order may be cited as the Health and Social Care Act 2001 (Commencement No. 7) (England) Order 2001.

(2) In this Order—

“the Act” means the Health and Social Care Act 2001.

(3) This Order extends to England only<sup>(2)</sup>.

**Appointed days in respect of sections 45 and 47 of the Act**

**2.** 19th December 2001 is the appointed day for the coming into force of—

- (a) section 45 of the Act in so far as that section has not already been brought in force<sup>(3)</sup>;
- (b) subsections (5) and (6) of section 47 of the Act in so far as those subsections are not already in force<sup>(4)</sup>.

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<sup>(1)</sup> [2001 c. 15](#).

<sup>(2)</sup> See the Health and Social Care Act [2001 \(c. 15\)](#) (“the 2001 Act”), section 66 for the definition of “relevant authority” in relation to, and section 70(5) for the extent of, sections 45 and 47 of that Act.

<sup>(3)</sup> See section 70(2) of the 2001 Act.

<sup>(4)</sup> See S.I. [2001/2804](#).

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**Status:** This is the original version (as it was originally made).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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Signed by authority of the Secretary of State for Health.

December 2001

*Jacqui Smith*  
Minister of State,  
Department of Health

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## EXPLANATORY NOTE

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

This Order is the seventh Commencement Order made under the Health and Social Care Act 2001 (“the Act”).

Article 2 brings into force in England section 45 of the Act (in so far as that section is not already in force by virtue of section 70(2) of the Act) and subsections (5) and (6) of section 47 of the Act in relation to directions made under section 45. These provisions relate to Care Trusts.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1 (partially)	22nd October 2001	<a href="#">2001/3619</a>
Section 3	1st August 2001	<a href="#">2001/2804</a>
Section 4	1st August 2001	<a href="#">2001/2804</a>
Section 6	1st October 2001	<a href="#">2001/3294</a>
Section 13	1st August 2001	<a href="#">2001/2804</a>
Section 16	Day referred to in article 2(4) and (5) of <a href="#">2001/3738</a>	<a href="#">2001/3738</a>
Section 17	14th December 2001	<a href="#">2001/3738</a>
Section 20(1) to (5) (partially)	22nd November 2001	<a href="#">2001/3738</a>
Section 20(1) to (5) (partially)	14th December 2001	<a href="#">2001/3738</a>
Section 21	22nd November 2001	<a href="#">2001/3738</a>
Section 22	22nd November 2001	<a href="#">2001/3738</a>
Section 24	22nd November 2001	<a href="#">2001/3738</a>
Section 25 (partially)	22nd November 2001	<a href="#">2001/3738</a>
Section 25 (partially)	14th December 2001	<a href="#">2001/3738</a>
Section 27 (partially)	1st October 2001	<a href="#">2001/3294</a>
Section 27 (remainder)	1st December 2001	<a href="#">2001/3294</a>
Section 46 (partially)	1st August 2001	<a href="#">2001/2804</a>
Section 47	1st August 2001	<a href="#">2001/2804</a>
Section 48	1st August 2001	<a href="#">2001/2804</a>
Schedule 4	1st August 2001	<a href="#">2001/2804</a>
Section 49 (partially)	1st October 2001	<a href="#">2001/3294</a>

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 50(1)	8th April 2002	<a href="#">2001/3752</a>
Section 50(2) to (7), (8) (remainder), (10) in England	20th December 2001	<a href="#">2001/3752</a>
Section 51	8th November 2001	<a href="#">2001/3752</a>
Section 52	8th November 2001	<a href="#">2001/3752</a>
Section 53	1st October 2001	<a href="#">2001/3167</a>
Section 54 (partially)	1st October 2001	<a href="#">2001/3167</a>
Section 55 (partially)	1st October 2001	<a href="#">2001/3167</a>
Section 67(1) (partially)	1st October 2001	<a href="#">2001/3294</a>
Schedule 5, paragraphs 3, 5 (partially), and 10	1st October 2001	<a href="#">2001/3294</a>
Section 67(1) (partially)	22nd October 2001	<a href="#">2001/3619</a>
Schedule 5, paragraph 5 (partially), paragraph 15 (partially)	22nd October 2001	<a href="#">2001/3619</a>
Section 67(1) (partially)	1st December 2001	<a href="#">2001/3294</a>
Schedule 5 (partially)	1st December 2001	<a href="#">2001/3294</a>
Section 67(1) (partially)	14th December 2001	<a href="#">2001/3738</a>
Section 67(1) (partially)	22nd December 2001	<a href="#">2001/3738</a>
Schedule 5, paragraph 5(4) and (14) (partially)	14th December 2001	<a href="#">2001/3738</a>
Schedule 5, paragraph 5(4) and (14) (partially)	22nd December 2001	<a href="#">2001/3738</a>
Schedule 5, paragraph 12(1) and (2)	14th December 2001	<a href="#">2001/3738</a>
Section 67(2) (partially)	14th December 2001	<a href="#">2001/3738</a>
Schedule 6 (partially)	14th December 2001	<a href="#">2001/3738</a>
Section 67 (partially)	Day referred to in article 2(4) and (5) of S.I. <a href="#">2001/3738</a>	<a href="#">2001/3738</a>
Schedule 5, paragraph 5 (8) and (16)	Day referred to in article 2(4) and (5) of S.I. <a href="#">2001/3738</a>	<a href="#">2001/3738</a>
Schedule 6 (partially)	Day referred to in article 2(4) and (5) of S.I. <a href="#">2001/3738</a>	<a href="#">2001/3738</a>