

**2006 No. 185**

**NATIONAL HEALTH SERVICE, ENGLAND**

**The Functions of Primary Care Trusts (Dental Public Health)  
(England) Regulations 2006**

<i>Made</i> - - - -	<i>26th January 2006</i>
<i>Laid before Parliament</i>	<i>6th February 2006</i>
<i>Coming into force</i> - -	<i>1st April 2006</i>

The Secretary of State for Health makes the following Regulations in exercise of the powers conferred by section 16CB(1) of the National Health Service Act 1977(a):

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Functions of Primary Care Trusts (Dental Public Health) (England) Regulations 2006 and shall come into force on 1st April 2006.

(2) In these Regulations—

“the Act” means the National Health Service Act 1977;

“oral health promotion programme” means a health promotion and disease prevention programme the underlying purpose of which is to educate and support members of the public about ways in which they may improve their oral health;

“oral health survey” means a survey to establish the prevalence and incidence of disease or abnormality of the oral cavity; and

“water fluoridation programme” means—

(a) until the coming into force of section 58 of the Water Act 2003(b) (fluoridation of water supplies), fluoridation arrangements made under section 87(5) of the Water Industry Act 1991 (fluoridation of water supplies at request of health authorities); and

(b) upon the coming into force of section 58 of the Water Act 2003, fluoridation arrangements made under new section 87(1) (fluoridation of water supplies at request of relevant authorities) of the Water Industry Act 1991.

**Exercise of functions of Primary Care Trusts**

2.—(1) A Primary Care Trust shall have the following functions in England.

(2) A Primary Care Trust shall provide, or secure the provision of, the following, to the extent that it considers necessary to meet all reasonable requirements within its area—

(a) oral health promotion programmes;

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(a) 1977 c.49. Section 16CB(1) was inserted by section 171(1) of the Health and Social Care (Community Health and Standards) Act 2003 (c.43).

(b) 2003 c.37. Section 58 prospectively substitutes section 87 of the Water Industry Act 1991 (1991 c.56).

- (b) dental inspection of pupils in attendance at schools maintained by local education authorities; and
- (c) oral health surveys to facilitate—
  - (i) the assessment and monitoring of oral health needs,
  - (ii) the planning and evaluation of oral health promotion programmes,
  - (iii) the planning and evaluation of the provision of primary and specialist dental services, and
  - (iv) the monitoring and reporting of the effect of water fluoridation programmes.

(3) A Primary Care Trust shall participate in any oral health survey required by the Department of Health as part of a survey conducted or sponsored under section 5(2)(d) of the Act (a) (other services).

*Rosie Winterton*  
Minister of State,  
Department of Health

26th January 2006

#### **EXPLANATORY NOTE**

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

These Regulations set out the functions to be exercised by Primary Care Trusts in England in relation to oral health.

Those functions relate to oral health promotion programmes, dental inspection of pupils in schools maintained by local education authorities and oral health surveys.

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(a) Subsection (2) of section 5 has been amended by section 1 of the Public Health Laboratory Service Act 1979, (c. 23), and S.I. 2002/2759.

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