
STATUTORY INSTRUMENTS

2011 No. 503

NATIONAL HEALTH SERVICE, ENGLAND

The National Health Service (Functions of Strategic Health Authorities and Primary Care Trusts and Administration Arrangements) (England) (Amendment) Regulations 2011

Made - - - - *23rd February 2011*
Laid before Parliament *28th February 2011*
Coming into force - - *1st April 2011*

The Secretary of State for Health makes the following Regulations in exercise of the powers conferred by sections 7(1), 8, 272(7) and (8) and 273(1) and (4) of the National Health Service Act 2006⁽¹⁾.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the National Health Service (Functions of Strategic Health Authorities and Primary Care Trusts and Administration Arrangements) (England) (Amendment) Regulations 2011 and shall come into force on 1st April 2011.

(2) In these Regulations, “the principal Regulations” means the National Health Service (Functions of Strategic Health Authorities and Primary Care Trusts and Administration Arrangements) (England) Regulations 2002⁽²⁾.

Substitution of Schedule 5 to the principal Regulations

2. For Schedule 5 to the principal Regulations (Secretary of State’s functions under section 3(1) of the National Health Service Act 2006 exercisable by Strategic Health Authorities for the purpose of securing the provision of services: specified services)⁽³⁾ substitute the following Schedule—

(1) [2006 c.41](#). By virtue of section 271 of the Act the powers of the Secretary of State exercised in these provisions are exercisable only in relation to England. See section 275(1) for the definition of “Regulations”.

(2) [S.I. 2002/2375](#); relevant amending instruments are [S.I. 2007/559](#), [2008/224](#), [2009/ 112](#) and [2010/405](#).

(3) Schedule 5 was added to the principal Regulations by [S.I. 2007/559](#), regulation 6, and was amended by [S.I. 2008/224](#), [2009/ 112](#) and [2010/405](#). See also regulation 3(2A) of the principal Regulations, which refers to Schedule 5 and was added by [S.I. 2007/559](#), regulation 3(3).

“SCHEDULE 5

Regulation 3(2A)

SECRETARY OF STATE’S FUNCTIONS UNDER SECTION 3(1) OF
THE NATIONAL HEALTH SERVICE ACT 2006 EXERCISABLE
BY STRATEGIC HEALTH AUTHORITIES FOR THE PURPOSE OF
SECURING THE PROVISION OF SERVICES: SPECIFIED SERVICES

1	Alström syndrome service
2	Ataxia telangiectasia service for children
3	Autoimmune paediatric gut syndromes service
4	Autologous intestinal reconstruction in adult patients
5	Bardet-Biedl syndrome service
6	Barth syndrome service
7	Bladder exstrophy service
8	Choriocarcinoma service
9	Chronic pulmonary aspergillosis service
10	Complex childhood osteogenesis imperfecta
11	Complex Ehlers Danlos syndrome service
12	Complex neurofibromatosis type 1 service
13	Complex tracheal disease service
14	Congenital hyperinsulinism service
15	Craniofacial service
16	Cryopyrin associated periodic syndrome service
17	Diagnostic service for amyloidosis
18	Diagnostic service for primary ciliary dyskinesia
19	Diagnostic service for rare neuromuscular disorders service
20	Encapsulating sclerosing peritonitis surgical service
21	Epidermolysis bullosa service
22	Extra corporeal membrane oxygenation service for adults
23	Extra corporeal membrane oxygenation service for neonates, infants and children with respiratory failure
24	Gender identity development service for children and adolescents
25	Heart and lung transplantation service (including bridge to transplant using mechanical circulatory support)
26	Insulin-resistant diabetes service
27	Islet transplantation service
28	Liver transplantation service
29	Lymphangioliomyomatosis

- 30 Lysosomal storage disorder service
 - 31 McArdle's disease service
 - 32 Mental health service for deaf children and adolescents
 - 33 Neurofibromatosis type 2 service
 - 34 Neuromyelitis optica service
 - 35 Ocular oncology service
 - 36 Ophthalmic pathology service
 - 37 Osteo-odonto-keratoprosthesis service for corneal blindness
 - 38 Pancreas transplantation service
 - 39 Paroxysmal nocturnal haemoglobinuria service
 - 40 Paediatric intestinal pseudo-obstructive disorders
 - 41 Primary malignant bone tumours service
 - 42 Proton beam therapy service
 - 43 Pseudomyxoma peritonei service
 - 44 Pulmonary hypertension service for children
 - 45 Pulmonary thromboendarterectomy service
 - 46 Rare mitochondrial disorders service
 - 47 Reconstructive surgery service for adolescents for congenital malformation of the female genital tract
 - 48 Retinoblastoma service
 - 49 Secure forensic mental health service for young people
 - 50 Severe combined immunodeficiency and related disorders service
 - 51 Severe intestinal failure service
 - 52 Severe obsessive compulsive disorder and body dysmorphic disorder service
 - 53 Small bowel transplantation service
 - 54 Specialist paediatric liver disease service
 - 55 Stem cell transplantation service for juvenile idiopathic arthritis and related connective tissue disorders
 - 56 Stickler syndrome diagnostic service
 - 57 Vein of Galen malformation service
 - 58 Veterans' post-traumatic stress disorder programme
 - 59 Wolfram syndrome
 - 60 Xeroderma pigmentosum service."
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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.

Signed by authority of the Secretary of State for Health.

23rd February 2011

Earl Howe
Parliamentary Under-Secretary of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which apply in relation to England, further amend the National Health Service (Functions of Strategic Health Authorities and Primary Care Trusts and Administration Arrangements) (England) Regulations 2002 (“the principal Regulations”).

Regulation 2 substitutes a new Schedule 5 to the principal Regulations. Schedule 5 lists the specialised services whose provision is to be secured in England by Strategic Health Authorities, rather than Primary Care Trusts. The revised list adds new services that Strategic Health Authorities may commission.

The new services are—

- Autologous intestinal reconstruction in adult patients (item 4)
- Complex childhood osteogenesis imperfecta (item 10)
- Insulin-resistant diabetes service (item 26)
- Lymphangi leiomyomatosis (item 29)
- Paediatric intestinal pseudo-obstructive disorders (item 40)
- Stickler syndrome diagnostic service (item 56)
- Veterans’ post-traumatic stress disorder programme (item 58)
- Wolfram syndrome (item 59).

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.