

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(a).

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(b).

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)(c) substitute the following Schedule—

“**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**

(a) 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”.
(b) S.I. 2002/2375; relevant amending instruments are S.I. 2007/559, 2008/224, 2009/ 112 and 2010/405.
(c) 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).

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.”

Signed by authority of the Secretary of State for Health.

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

23rd February 2011

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)
- Lymphangiomyomatosis (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.

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