
STATUTORY INSTRUMENTS

2013 No. 2341

**The Health and Social Care Act 2012
(Consequential Amendments) (No. 2) Order 2013**

Amendment of the Disabled Persons (Services, Consultation and Representation) Act 1986

2. In section 7 of the Disabled Persons (Services, Consultation and Representation) Act 1986⁽¹⁾ (persons discharged from hospital)—

- (a) in subsection (3), for the words “under the 2006 Act or 1978 Act which the Secretary of State is under a duty to provide”, substitute “mentioned in subsection (3A)”, and
- (b) after subsection (3), insert—

“(3A) The services referred to in subsection (3) are—

- (a) in relation to England, services whose provision must be arranged by a clinical commissioning group⁽²⁾ under section 3 of the 2006 Act, or by the National Health Service Commissioning Board⁽³⁾ by virtue of section 3B of that Act;
- (b) in relation to Wales, services which must be provided by the Welsh Ministers under the National Health Service (Wales) Act 2006⁽⁴⁾; or
- (c) in relation to Scotland, services which must be provided by the Scottish Ministers under the 1978 Act⁽⁵⁾.”.

(1) 1986 c. 33. The reference to the 2006 Act in section 7(3) was substituted by the National Health Service (Consequential Provisions) Act 2006 (c. 43), section 2, Schedule 1, paragraphs 87 and 89(a).

(2) A clinical commissioning group is a body established under section 14D of National Health Service Act 2006 (c. 41), as inserted by section 25(1) of the Health and Social Care Act 2012.

(3) The National Health Service Commissioning Board is established by section 1H of the National Health Service Act 2006, as inserted by section 9(1) of the Health and Social Care Act 2012.

(4) 2006 c. 42.

(5) 1978 c. 29.