
STATUTORY INSTRUMENTS

2018 No. 755

The National Health Service (Existing Liabilities Scheme) (England) Regulations 2018

PART 1

General

Citation, commencement and application

1.—(1) These Regulations may be cited as the National Health Service (Existing Liabilities Scheme) (England) Regulations 2018.

(2) These Regulations come into force on 1st August 2018.

(3) These Regulations apply to England only.

Interpretation

2. In these Regulations—

“the 1996 Regulations” means the National Health Service (Existing Liabilities Scheme) Regulations 1996⁽¹⁾;

“the 2006 Act” means the National Health Service Act 2006;

“the appointed day” means the day on which these Regulations come into force;

“eligible body” means a body specified in regulation 4;

“relevant function” means—

(a) arranging for the provision of, or providing services for the purposes of, or exercising functions in relation to, the health service continued under section 1(1) of the 2006 Act⁽²⁾;

(b) a power exercised by virtue of section 7 of the Health and Medicines Act 1988⁽³⁾ including where exercised by virtue of paragraph 15 of Schedule 2 to the National Health Service and Community Care Act 1990⁽⁴⁾ before the repeal of that paragraph⁽⁵⁾.

⁽¹⁾ [S.I. 1996/686](#).

⁽²⁾ The National Health Service was originally established under the National Health Service Act 1946. Following a number of amendments to that Act and reorganisations of the administration of the health service, the 1946 Act was repealed and consolidated in the National Health Service Act 1977, section 1 of which included a provision that required the Secretary of State to continue the provision of the health service (now found in section 1(1) of the National Health Service Act 2006).

⁽³⁾ [1988 c. 49](#).

⁽⁴⁾ [1990 c. 19](#).

⁽⁵⁾ Paragraph 15 of Schedule 2 to the National Health Service and Community Care Act 1990 was repealed on 1st March 2007 by paragraph 1 of Schedule 4 to the National Health Service (Consequential Provisions) Act 2006 ([c. 43](#)).