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**Changes to legislation:** Health and Social Care Act 2012, Paragraph 129 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULES

### SCHEDULE 4

#### AMENDMENTS OF THE NATIONAL HEALTH SERVICE ACT 2006

##### PART 12

###### MISCELLANEOUS

- 129 (1) Section 256 (power of Primary Care Trusts to make payments towards expenditure on community services) is amended as follows.
- (2) In subsection (1) for “A Primary Care Trust” substitute “The Board or a clinical commissioning group”.
- (3) In subsection (3)—
- (a) for “A Primary Care Trust” substitute “The Board or a clinical commissioning group”, and
  - (b) for “the Primary Care Trust” substitute “the Board or (as the case may be) the clinical commissioning group”.
- (4) After subsection (5) insert—
- “(5A) The Secretary of State may by directions to the Board specify the minimum amount which the Board must spend in a financial year in making payments under—
- (a) this section;
  - (b) subsection (1) of this section;
  - (c) subsection (3) of this section.
- (5B) The Secretary of State may by directions to the Board specify—
- (a) a body or description of bodies to whom payments under subsection (1) or (3), or under either or both of those subsections, must be made by the Board in a financial year;
  - (b) functions or activities, or descriptions of functions or activities, in respect of which such payments must be made by the Board in a financial year;
  - (c) the minimum amount which the Board must spend in a financial year in making such payments—
    - (i) to a body or description of bodies specified in relation to the year under paragraph (a);
    - (ii) in respect of functions or activities, or descriptions of functions or activities, specified in relation to the year under paragraph (b);
    - (iii) to a body or description of bodies specified in relation to the year under paragraph (a) in respect of functions or activities

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or descriptions of functions or activities so specified under paragraph (b).”

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**Commencement Information**

- I1** Sch. 4 para. 129 partly in force; Sch. 4 para. 129 in force for specified purposes at Royal Assent, see s. 306(1)(d)
- I2** Sch. 4 para. 129 in force at 1.4.2013 in so far as not already in force by [S.I. 2013/160](#), **art. 2(2)** (with [arts. 7-9](#))

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing SI 2012/1831 art. 10 by [S.I. 2012/2657 art. 15](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 9 Ch. 1B inserted by [2022 c. 31 s. 96](#)
- s. 102(4)(ba) inserted by S.I. 2019/93, Sch. 1 para. 13(3) (as substituted) by [S.I. 2019/1245 reg. 28](#) (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 105(3A)(3B) inserted by [2013 c. 24 Sch. 14 para. 21](#)
- s. 106(3A)(3B) inserted by [2013 c. 24 Sch. 14 para. 22](#)
- s. 250(2)-(2B) substituted for s. 250(2) by [2022 c. 31 s. 95\(2\)\(a\)](#)
- s. 250(6)-(6D) substituted for s. 250(6) by [2022 c. 31 s. 95\(2\)\(d\)](#)
- s. 251251ZA substituted for s. 251 by [2022 c. 31 s. 95\(3\)](#)
- s. 251C(6A) inserted by [2022 c. 31 s. 95\(4\)\(a\)](#)
- s. 259(1)(aa)(b) substituted for s. 259(1)(b) by [2022 c. 31 s. 98\(b\)](#)
- s. 259(1)(aa) words substituted by [S.I. 2023/98 Sch. para. 17\(11\)\(a\)\(iii\)](#) (This amendment comes in force at the same time as 2022 c. 31, s. 98 comes into force)
- s. 259(10A)(10B) inserted by [2022 c. 31 s. 98\(h\)](#)
- s. 304(5)(ja) inserted by [2022 c. 31 s. 95\(5\)](#)