

*Status:* This version of this cross heading contains provisions that are prospective.

*Changes to legislation:* There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Cross Heading: The National Health Service Act 1977 (c. 49). (See end of Document for details)

## SCHEDULES

### SCHEDULE 2

#### AMENDMENTS

#### PART I

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### *The National Health Service Act 1977 (c. 49)*

F13 .....

#### Textual Amendments

- F1** Sch. 2 para. 3 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), **Sch. 4** (with [Sch. 2 Pt. 1 Sch. 3 Pt. 1](#))

F24 .....

#### Textual Amendments

- F2** Sch. 2 para. 4 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), **Sch. 4** (with [Sch. 2 Pt. 1 Sch. 3 Pt. 1](#))

F35 .....

#### Textual Amendments

- F3** Sch. 2 para. 5 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), **Sch. 4** (with [Sch. 2 Pt. 1 Sch. 3 Pt. 1](#))

F46 .....

#### Textual Amendments

- F4** Sch. 2 para. 6 repealed (E.W.) (1.4.2004) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), **Sch. 14 Pt. 4** Note; S.I. 2004/288, art. 6(2)(p) (with art. 8) (as amended by S.I. 2004/866 and S.I. 2005/2925); S.I. 2004/480, art. 5(2)(p) (with arts. 6, 7) (as amended by S.I. 2004/1019 and S.I. 2006/345)

7 [F5]After section 28H insert—

*Status:* This version of this cross heading contains provisions that are prospective.

**Changes to legislation:** There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Cross Heading: The National Health Service Act 1977 (c. 49). (See end of Document for details)

**“ Use of accommodation.**

If the Secretary of State considers that any accommodation provided by him by virtue of this Act is suitable for use in connection with the provision of personal medical services or personal dental services in accordance with section 28C arrangements, he may make the accommodation available on such terms as he thinks fit to persons providing those services.”]

**Textual Amendments**

**F5** Sch. 2 para. 7 repealed (E.W.) (1.3.2007 immediately before the National Health Service Act 2006 comes into force) by [The National Health Service \(Pre-consolidation Amendments\) Order 2006 \(S.I. 2006/1407\)](#), art. 1(1), [Sch. 2](#) (with art. 4)

<sup>F68</sup> .....

**Textual Amendments**

**F6** Sch. 2 paras. 8-12 repealed (E.W.) (1.4.2004 for the repeal of paras. 8-11, 1.4.2006 for the repeal of para. 12 for E. and for W. for specified purposes) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), Sch. 14 Pt. 4 Note; [S.I. 2004/288](#), art. 6(2)(p) (with art. 8) (as amended by [S.I. 2004/866](#) and [S.I. 2005/2925](#)); [S.I. 2004/480](#), art. 5(2)(p) (with arts. 6, 7) (as amended by [S.I. 2004/1019](#) and [S.I. 2006/345](#)); art. 11; [S.I. 2006/345](#), art. 7(2)(i)

<sup>F69</sup> .....

**Textual Amendments**

**F6** Sch. 2 paras. 8-12 repealed (E.W.) (1.4.2004 for the repeal of paras. 8-11, 1.4.2006 for the repeal of para. 12 for E. and for W. for specified purposes) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), Sch. 14 Pt. 4 Note; [S.I. 2004/288](#), art. 6(2)(p) (with art. 8) (as amended by [S.I. 2004/866](#) and [S.I. 2005/2925](#)); [S.I. 2004/480](#), art. 5(2)(p) (with arts. 6, 7) (as amended by [S.I. 2004/1019](#) and [S.I. 2006/345](#)); art. 11; [S.I. 2006/345](#), art. 7(2)(i)

<sup>F610</sup> .....

**Textual Amendments**

**F6** Sch. 2 paras. 8-12 repealed (E.W.) (1.4.2004 for the repeal of paras. 8-11, 1.4.2006 for the repeal of para. 12 for E. and for W. for specified purposes) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), Sch. 14 Pt. 4 Note; [S.I. 2004/288](#), art. 6(2)(p) (with art. 8) (as amended by [S.I. 2004/866](#) and [S.I. 2005/2925](#)); [S.I. 2004/480](#), art. 5(2)(p) (with arts. 6, 7) (as amended by [S.I. 2004/1019](#) and [S.I. 2006/345](#)); art. 11; [S.I. 2006/345](#), art. 7(2)(i)

<sup>F711</sup> .....

*Status: This version of this cross heading contains provisions that are prospective.*

**Changes to legislation:** There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Cross Heading: The National Health Service Act 1977 (c. 49). (See end of Document for details)

**Textual Amendments**

**F7** Sch. 2 para. 11 repealed (1.3.2007) by [Health and Social Care Act 2001 \(c. 15\)](#), s. 70(2), **Sch. 6 Pt. 1** (with ss. 64(9), 65(4)); S.I. 2006/1407, art. 1(1), Sch. 1 para. 8 (with art. 4)

**F6**12 .....

**Textual Amendments**

**F6** Sch. 2 paras. 8-12 repealed (E.W.) (1.4.2004 for the repeal of paras. 8-11, 1.4.2006 for the repeal of para. 12 for E. and for W. for specified purposes) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), Sch. 14 Pt. 4 Note; S.I. 2004/288, art. 6(2)(p) (with art. 8) (as amended by S.I. 2004/866 and S.I. 2005/2925); S.I. 2004/480, art. 5(2)(p) (with arts. 6, 7) (as amended by S.I. 2004/1019 and S.I. 2006/345); art. 11; S.I. 2006/345, art. 7(2)(i)

**F8**13 .....

**Textual Amendments**

**F8** Sch. 2 para. 13 repealed (E.W.) (1.7.2002 for W., 1.4.2006 for E.) by [Health and Social Care Act 2001 \(c. 15\)](#), s. 70(2), **Sch. 6 Pt. 2** (with ss. 64(9), 65(4)); S.I. 2002/1475, art. 2, Sch. Pt. 1, S.I. 2006/481, art. 3

**F9**14 .....

**Textual Amendments**

**F9** Sch. 2 para. 14 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), **Sch. 4** (with Sch. 2 Pt. 1 Sch. 3 Pt. 1)

**F10**15 .....

**Textual Amendments**

**F10** Sch. 2 para. 15 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), **Sch. 4** (with Sch. 2 Pt. 1 Sch. 3 Pt. 1)

**F11**16 .....

**Textual Amendments**

**F11** Sch. 2 paras. 16-19 repealed (1.4.2006 for E., 1.4.2006 for W. for specified purposes, 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), **Sch. 14 Pt. 4** Note; S.I. 2005/2925, art. 11; S.I. 2006/345, art. 7(2)(i); S.I. 2006/1407, art. 1(1), Sch. 1 para. 13 (with art. 4)

**F11**17 .....

*Status: This version of this cross heading contains provisions that are prospective.*

*Changes to legislation: There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Cross Heading: The National Health Service Act 1977 (c. 49). (See end of Document for details)*

**Textual Amendments**

**F11** Sch. 2 paras. 16-19 repealed (1.4.2006 for E., 1.4.2006 for W. for specified purposes, 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), **Sch. 14 Pt. 4** Note; S.I. 2005/2925, art. 11; S.I. 2006/345, art. 7(2)(i); S.I. 2006/1407, art. 1(1), Sch. 1 para. 13 (with art. 4)

<sup>F11</sup>18 .....

**Textual Amendments**

**F11** Sch. 2 paras. 16-19 repealed (1.4.2006 for E., 1.4.2006 for W. for specified purposes, 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), **Sch. 14 Pt. 4** Note; S.I. 2005/2925, art. 11; S.I. 2006/345, art. 7(2)(i); S.I. 2006/1407, art. 1(1), Sch. 1 para. 13 (with art. 4)

<sup>F11</sup>19 .....

PROSPECTIVE

**Textual Amendments**

**F11** Sch. 2 paras. 16-19 repealed (1.4.2006 for E., 1.4.2006 for W. for specified purposes, 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), **Sch. 14 Pt. 4** Note; S.I. 2005/2925, art. 11; S.I. 2006/345, art. 7(2)(i); S.I. 2006/1407, art. 1(1), Sch. 1 para. 13 (with art. 4)

20 [<sup>F12</sup>In section 85(1), references to functions conferred or imposed by or under the 1977 Act are to be construed as including references to functions conferred or imposed in relation to pilot schemes by or under this Act; and references to regulations and directions are accordingly to be construed as including regulations or directions under this Act.]

**Textual Amendments**

**F12** Sch. 2 para. 20 repealed (E.W.) (1.3.2007 immediately before the National Health Service Act 2006 comes into force) by [The National Health Service \(Pre-consolidation Amendments\) Order 2006 \(S.I. 2006/1407\)](#), art. 1(1), **Sch. 2** (with art. 4)

21 [<sup>F13</sup>In section 86, the reference to a function conferred by virtue of the 1977 Act is to be construed as including a reference to a function conferred in relation to pilot schemes by virtue of this Act.]

*Status:* This version of this cross heading contains provisions that are prospective.

**Changes to legislation:** There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Cross Heading: The National Health Service Act 1977 (c. 49). (See end of Document for details)

#### Textual Amendments

- F13** Sch. 2 para. 21 repealed (E.W.) (1.3.2007 immediately before the National Health Service Act 2006 comes into force) by [The National Health Service \(Pre-consolidation Amendments\) Order 2006 \(S.I. 2006/1407\)](#), art. 1(1), **Sch. 2** (with art. 4)

#### Commencement Information

- I1** Sch. 2 para. 21 partly in force; Sch. 2 para. 21 not in force at Royal Assent see s. 41; Sch. 2 para. 21 in force for certain purposes at 1.4.1998 by [S.I. 1998/631](#), art. 2(b), **Sch. 2**; Sch. 2 para. 21 in force at 1.10.1998 in so far as not already in force by [S.I. 1998/1998](#), art. 2(2)(b), **Sch. 2**

**F14**<sup>22</sup> .....

#### Textual Amendments

- F14** Sch. 2 para. 22 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), **Sch. 4** (with [Sch. 2 Pt. 1 Sch. 3 Pt. 1](#))

**F15**<sup>23</sup> .....

#### Textual Amendments

- F15** Sch. 2 para. 23 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), **Sch. 4** (with [Sch. 2 Pt. 1 Sch. 3 Pt. 1](#))

**F16**<sup>24</sup> .....

#### Textual Amendments

- F16** Sch. 2 paras. 24 25 repealed (1.4.2006 for E., 1.4.2006 for W. for specified purposes, 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), **Sch. 14 Pt. 4** Note; [S.I. 2005/2925](#), art. 11; [S.I. 2006/345](#), art. 7(2)(i); [S.I. 2006/1407](#), art. 1(1), Sch. 1 para. 13 (with art. 4)

**F16**<sup>25</sup> .....

#### Textual Amendments

- F16** Sch. 2 paras. 24 25 repealed (1.4.2006 for E., 1.4.2006 for W. for specified purposes, 1.3.2007 in so far as not already in force, immediately before the National Health Service Act 2006 comes into force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), s. 199(1)(4), **Sch. 14 Pt. 4** Note; [S.I. 2005/2925](#), art. 11; [S.I. 2006/345](#), art. 7(2)(i); [S.I. 2006/1407](#), art. 1(1), Sch. 1 para. 13 (with art. 4)

**26** [<sup>F17</sup>In section 105(2)(a) after “examined” insert “ or as part of his duty to perform personal medical services for that person in accordance with section 28C arrangements ”.]

*Status: This version of this cross heading contains provisions that are prospective.*

*Changes to legislation: There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Cross Heading: The National Health Service Act 1977 (c. 49). (See end of Document for details)*

**Textual Amendments**

**F17** Sch. 2 para. 26 repealed (E.W.) (1.3.2007 immediately before the National Health Service Act 2006 comes into force) by [The National Health Service \(Pre-consolidation Amendments\) Order 2006 \(S.I. 2006/1407\)](#), art. 1(1), [Sch. 2](#) (with art. 4)

**F18**27 .....

**Textual Amendments**

**F18** Sch. 2 para. 27 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#) [Sch. 3 Pt. 1](#))

**F19**28 .....

**Textual Amendments**

**F19** Sch. 2 para. 28 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#) [Sch. 3 Pt. 1](#))

**F20**29 .....

**Textual Amendments**

**F20** Sch. 2 para. 29 repealed (1.3.2007) by [Health and Social Care Act 2001 \(c. 15\)](#), s. 70(2), [Sch. 6 Pt. 1](#) (with [ss. 64\(9\)](#), [65\(4\)](#)); [S.I. 2006/1407](#), art. 1(1), [Sch. 1 para. 8](#) (with art. 4)

**F21**30 .....

**Textual Amendments**

**F21** Sch. 2 para. 30 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#) [Sch. 3 Pt. 1](#))

**F22**31 .....

**Textual Amendments**

**F22** Sch. 2 para. 31 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#) [Sch. 3 Pt. 1](#))

**Status:**

This version of this cross heading contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Cross Heading: The National Health Service Act 1977 (c. 49).