

*These notes refer to the Health and Social Care (Community Health and Standards) Act 2003 (c.43) which received Royal Assent on 20 November 2003*

# HEALTH AND SOCIAL CARE (COMMUNITY HEALTH AND STANDARDS) ACT 2003

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### **Part 3 - Recovery of Nhs Charges**

##### **Recovery of NHS charges**

##### ***Section 154: Payment of NHS charges***

331. *Section 154* sets out the time limits for payment of NHS charges. *Subsection (1)* provides that where a certificate is issued before settlement of a claim, payment must be made within 14 days of settlement. *Subsection (2)* provides that, where a certificate is issued on or after settlement, payment must be made within 14 days of issue of the certificate.

##### ***Section 155: Recovery of NHS charges***

332. *Section 155* makes provision for the recovery of unpaid NHS charges. If the person paying compensation either has not applied for a certificate under *Section 151* or has not paid the amount due under a certificate, *subsections (1)* and *(2)* provide for the authority to issue a new or duplicate certificate and a demand for immediate payment. *Subsections (3)* to *(5)* enable joint certificates and demands to be issued by the Secretary of State and the Scottish Ministers. *Subsections (6)* to *(8)* set out the procedures to be used to enforce payment. *Subsections (9)* and *(10)* make clear that a document stating the amount due, signed by an authorised person, is the only proof required that an amount is recoverable.