

## SCHEDULES

### SCHEDULE 2

#### TRANSITIONAL AND SAVING PROVISION

#### PART 2

#### PARTICULAR SAVINGS

##### *Powers to make regulations exercisable jointly with the Treasury*

- 12 (1) Any power to make regulations conferred by a provision of the National Health Service Act 2006 which is a provision corresponding to a provision of the National Health Service Act 1977 (c. 49) or of Part 1 of the National Health Service and Community Care Act 1990 (c. 19) is, if the Treasury so directs, exercisable by the Treasury and the Secretary of State acting jointly.
- (2) Sub-paragraph (1) does not apply to a power to make regulations conferred by section 172(1)(a) or 179(3) or (5) of the National Health Service Act 2006.