



Health and Social Care Act 2012

2012 CHAPTER 7

PART 3

REGULATION OF HEALTH AND ADULT SOCIAL CARE SERVICES

CHAPTER 4

PRICING

117 The national tariff: further provision

- (1) The ways in which a health care service may be specified in the national tariff under section 116(1)(a), or in rules provided for in the national tariff under section 116(4)(b), include in particular—
 - (a) specifying it by reference to its components,
 - (b) specifying it as a service (a “bundle”) that comprises two or more health care services which together constitute a form of treatment,
 - (c) specifying it as a service in a group of standardised services.
- (2) In the case of a service specified in the national tariff under section 116(1)(a), the national tariff must—
 - (a) if the service is specified in accordance with subsection (1)(a), specify a national price for each component of the service;
 - (b) if it is specified in accordance with subsection (1)(b), specify a national price for the bundle;
 - (c) if it is specified in accordance with subsection (1)(c), specify a single price as the national price for each service in the group.
- (3) In the case of a service specified in rules provided for in the national tariff under section 116(4)(b), the rules may—
 - (a) if the service is specified in accordance with subsection (1)(a), make provision for determining the price payable for each component of the service;

Status: This is the original version (as it was originally enacted).

- (b) if it is specified in accordance with subsection (1)(b), make provision for determining the price payable for the bundle;
 - (c) if it is specified in accordance with subsection (1)(c), make provision for determining the price payable for each service in the group.
- (4) Where the commissioner of a health care service for the purposes of the NHS agrees to pay a price for the provision of the service other than the price that is payable by virtue of this Chapter, Monitor may direct the commissioner to take such steps within such period as Monitor may specify to secure that the position is, so far as practicable, restored to what it would have been if the commissioner had agreed to pay the price payable by virtue of this Chapter.
- (5) Where the commissioner of a health care service fails to comply with rules provided for under section 116(2), (4) or (6), Monitor may direct the commissioner to take such steps within such period as Monitor may specify—
 - (a) to secure that the failure does not continue or recur;
 - (b) to secure that the position is, so far as practicable, restored to what it would have been if the failure was not occurring or had not occurred.