



# Health and Social Care Act 2012

## 2012 CHAPTER 7

### PART 3

#### REGULATION OF HEALTH AND ADULT SOCIAL CARE SERVICES

### CHAPTER 7

#### MISCELLANEOUS AND GENERAL

#### **150 Interpretation, transitional provision and consequential amendments**

(1) In this Part—

“anti-competitive behaviour” has the meaning given in section 64 and references to preventing anti-competitive behaviour are to be read in accordance with subsection (2) of that section;

“commissioner”, in relation to a health care service, means the person who arranges for the provision of the service (and “commission” is to be construed accordingly);

“enactment” includes an enactment contained in subordinate legislation (within the meaning of the Interpretation Act 1978);

“facilities” has the same meaning as in the National Health Service Act 2006 (see section 275 of that Act);

“financial year” means a period of 12 months ending with 31 March;

“health care” and “health care service” each have the meaning given in section 64;

“the NHS” has the meaning given in that section;

“prescribed” means prescribed in regulations;

“service” includes facility.

(2) Until section 9 comes into force, the references in this Part to the National Health Service Commissioning Board (other than the reference in section 94(11)(b)) are to be read as references to the NHS Commissioning Board Authority.

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*Status: This is the original version (as it was originally enacted).*

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- (3) Until the day specified by Secretary of State for the purposes of section 14A of the National Health Service Act 2006, the references in this Part to a clinical commissioning group (other than the reference in section 94(11)(a)) are to be read as references to a Primary Care Trust.
- (4) Until section 181 comes into force, the following provisions in this Part are to be read as if the words “and its Healthwatch England committee” were omitted—
  - (a) section 83(4)(c);
  - (b) section 84(5)(a)(iii);
  - (c) section 95(2)(e);
  - (d) section 100(2)(e).
- (5) Schedule 13 (which contains minor and consequential amendments) has effect.