

Changes to legislation: There are currently no known outstanding effects for the NHS (Charitable Trusts Etc) Act 2016, Cross Heading: National Health Service Act 2006 (c. 41). (See end of Document for details)

SCHEDULES

SCHEDULE 1

SECTION 1: CONSEQUENTIAL AMENDMENTS

National Health Service Act 2006 (c. 41)

1 The National Health Service Act 2006 is amended as follows.

Commencement Information

II Sch. 1 para. 1 in force at 17.6.2021 by S.I. 2021/712, reg. 3(c)

- 2 In section 213 (transfers of trust property)—
- (a) in subsection (2)—
 - (i) in paragraph (b) at the beginning insert “ Welsh ”, and
 - (ii) in paragraph (c) omit “the Board or a clinical commissioning group,” and “or an NHS foundation trust”, and
 - (b) in subsection (5) for “ “special trustees” includes” substitute “ “Welsh special trustees” means ”.

Commencement Information

I2 Sch. 1 para. 2 in force at 17.6.2021 by S.I. 2021/712, reg. 3(c)

- 3 In section 214 (transfer of functions and property to and from special trustees)—
- (a) in the heading of the section after “from” insert “ Welsh ”,
 - (b) in subsections (1) to (3) for “special trustees”, in each place, substitute “ Welsh special trustees ”,
 - (c) in subsection (3)(a) omit “the Board or a clinical commissioning group,” and “or an NHS foundation trust”, and
 - (d) in subsection (6) for “ “Special trustees” includes” substitute “ “Welsh special trustees” means ”.

Commencement Information

I3 Sch. 1 para. 3 in force at 17.6.2021 by S.I. 2021/712, reg. 3(c)

- 4 In section 215 (trustees and property under section 222)—
- (a) omit subsections (1) and (2),
 - (b) in subsection (3)—
 - (i) omit paragraphs (za), (zb) and (c) (and the “or” before paragraph (c)), and
 - ^{F1}(ii)

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- (c) in subsection (4) omit the following—
- (i) “Board, clinical commissioning group,” in both places, and
 - (ii) “or NHS foundation trust” in both places.

Textual Amendments

- F1** Sch. 1 para. 4(b)(ii) omitted (1.7.2022) by virtue of [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 7 para. 31\(2\)](#); [S.I. 2022/734](#), [reg. 2\(a\)](#), [Sch. \(with regs. 13, 29, 30\)](#)

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- I4** Sch. 1 para. 4(a)(b)(i)(c) in force at 17.6.2021 by [S.I. 2021/712](#), [reg. 3\(c\)](#)

- 5 In section 217 (trusts: supplementary provisions) in subsection (1)—
- (a) omit paragraphs (a), (ea) and (eb),
 - (b) in paragraph (b) for “212 to” substitute “ 213 and ”, and
 - (c) in paragraph (i) for “paragraphs 8 and 9” substitute “ paragraph 8 ”.

Commencement Information

- I5** Sch. 1 para. 5 in force at 17.6.2021 by [S.I. 2021/712](#), [reg. 3\(c\)](#)

- 6 In section 218 (private trusts for hospitals)—
- (a) in subsection (4)—
 - (i) in paragraph (a) after “where” insert “ Welsh ”, and
 - (ii) in paragraph (b) omit “an NHS foundation trust”, and
 - (b) in subsection (6) in the definition of “special trustees” for “ “special trustees” includes” substitute “ “Welsh special trustees” means ”.

Commencement Information

- I6** Sch. 1 para. 6 in force at 17.6.2021 by [S.I. 2021/712](#), [reg. 3\(c\)](#)

- 7 In section 220 (trust property previously held for general hospital purposes) omit subsection (6).

Commencement Information

- I7** Sch. 1 para. 7 in force at 17.6.2021 by [S.I. 2021/712](#), [reg. 3\(c\)](#)

- 8 In section 226 (financial duties of Special Health Authorities) in subsection (4)(a) omit the words from “or on” to the end.

Commencement Information

- I8** Sch. 1 para. 8 in force at 17.6.2021 by [S.I. 2021/712](#), [reg. 3\(c\)](#)

- 9 In section 276 (index of defined expressions) omit the entry relating to special trustees.

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I9 Sch. 1 para. 9 in force at 17.6.2021 by S.I. 2021/712, reg. 3(c)

10 In Schedule 15 (accounts and audit) omit paragraph 1(1)(f).

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I10 Sch. 1 para. 10 in force at 17.6.2021 by S.I. 2021/712, reg. 3(c)

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