



# Health and Care Act 2022

## 2022 CHAPTER 31

### PART 1

#### HEALTH SERVICE IN ENGLAND: INTEGRATION, COLLABORATION AND OTHER CHANGES

##### *NHS trusts*

#### **51 Licensing of NHS trusts**

- (1) In the National Health Service (Licence Exemptions, etc) Regulations 2013 ([S.I. 2013/2677](#)), omit regulation 4 (which exempts NHS trusts in England from the requirement to hold a licence).
- (2) After section 87 of the Health and Social Care Act 2012 insert—

##### **“87A Application and grant: NHS trusts**

- (1) An NHS trust established under section 25 of the National Health Service Act 2006 is to be treated, on its establishment, as—
  - (a) having made an application for a licence under section 85, and
  - (b) having met the criteria for holding a licence for the time being published under section 86.
- (2) An NHS trust established under section 25 of the National Health Service Act 2006 before the day on which section 51(1) of the Health and Care Act 2022 comes into force is to be treated, for the purposes of subsection (1), as having been established on that day.”

#### **Commencement Information**

- |           |                                                                                                         |
|-----------|---------------------------------------------------------------------------------------------------------|
| <b>I1</b> | S. 51 not in force at Royal Assent, see <a href="#">s. 186(6)</a>                                       |
| <b>I2</b> | <a href="#">S. 51</a> in force at 1.4.2023 by <a href="#">S.I. 2023/371</a> , <a href="#">reg. 2(c)</a> |

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Care Act 2022, Section 51.