



Health and Care Act 2022

2022 CHAPTER 31

PART 1

HEALTH SERVICE IN ENGLAND: INTEGRATION, COLLABORATION AND OTHER CHANGES

Competition

85 Removal of CMA's involvement in licensing etc

- (1) The Health and Social Care Act 2012 is amended as follows.
- (2) In section 95 (licensing: special conditions), in subsection (1)—
 - (a) in paragraph (a), omit “with the consent of the applicant,”;
 - (b) in paragraph (b), omit “with the consent of the licence holder,”.
- (3) In section 100 (modification of standard conditions)—
 - (a) omit subsections (6) to (9);
 - (b) in subsection (11) omit “and section 101”.
- (4) Omit section 101 (modification references to the CMA).
- (5) In section 103 (standard condition as to transparency of certain criteria), in subsection (3)—
 - (a) in paragraph (a), for “the powers conferred on Monitor by sections 100, 101(7) and paragraph 7(2) of Schedule 10” substitute “the power conferred on NHS England by section 100”;
 - (b) omit paragraph (b) but not the “and” at the end.
- (6) In section 141 (levy on providers: consultation), in subsection (8), omit “and section 142”.
- (7) Omit section 142 (levy on providers: responses to consultation).
- (8) In section 304 (regulations, orders and directions), in subsection (5), omit paragraphs (d) and (j).

Changes to legislation: There are currently no known outstanding effects for the Health and Care Act 2022, Section 85. (See end of Document for details)

(9) Omit Schedule 10 (references by Monitor to the CMA).

Commencement Information

- I1** S. 85 not in force at Royal Assent, see [s. 186\(6\)](#)
- I2** [S. 85](#) in force at 1.7.2022 by [S.I. 2022/734](#), [reg. 2\(a\)](#), [Sch.](#) (with [regs. 13, 29, 30](#))

Changes to legislation:

There are currently no known outstanding effects for the Health and Care Act 2022, Section 85.