
STATUTORY INSTRUMENTS

1991 No. 582

The National Health Service (Fund-holding Practices) (General) Regulations 1991

PART VI

Transfer of Functions

Transfer of functions in England

21.—(1) With effect from 1st April 1991, the function of a Regional Health Authority under section 15(1) of the Act of being liable to pay a sum to the members of a fund-holding practice shall become the function of a Family Health Services Authority.

(2) The Family Health Services Authority which is to exercise the function referred to in paragraph (1) in relation to the members of any existing fund-holding practice is the relevant Family Health Services Authority.

(3) Section 15 of the Act shall have effect subject to the following modifications—

- (a) in subsection (1), for the words “Regional Health Authority” in both places where they occur, there shall be substituted the words “Family Health Services Authority”, and after the word “determined” there shall be inserted the words “by the relevant Regional Health Authority”; and
- (b) in subsection (4)—
 - (i) in paragraph (a), for the words “Regional Health Authority” there shall be substituted the words “Family Health Services Authority which has a locality in England”,
 - (ii) in paragraph (b), for the words “another Regional Health Authority” there shall be substituted the words “a Regional Health Authority which is not the relevant Regional Health Authority in respect of the members of the practice”, and
 - (iii) for the words “other Authority” there shall be substituted the words “Regional Health Authority”.

Transfer of functions in Wales

22.—(1) With effect from 1st April 1991, the function of the Secretary of State under section 15(2) of being liable to pay a sum to the members of each fund-holding practice whose relevant Family Health Services Authority has a locality in Wales shall become the function of a Family Health Services Authority.

(2) The Family Health Services Authority which is to exercise the function referred to in paragraph (1) in relation to the members of any existing fund-holding practice is the relevant Family Health Services Authority.

(3) Section 15 of the Act shall have effect subject to the following modifications—

- (a) in subsection (2)—

- (i) for the words “the Secretary of State” in the first place where they occur there shall be substituted the words “every Family Health Services Authority which has a locality in Wales”,
 - (ii) for the words “whose relevant Family Health Services Authority has a locality in Wales” there shall be substituted the words “in respect of whom it is the relevant Family Health Services Authority”, and
 - (iii) after the word “determined” there shall be inserted the words “by the Secretary of State”, and
 - (iv) for the words “the Secretary of State” in the second place where they occur there shall be substituted the word “he”; and
- (b) in subsection (5)—
- (i) for the words “the Secretary of State” in the first place where they occur there shall be substituted the words “a Family Health Services Authority which has a locality in Wales”,
 - (ii) for the words “the Secretary of State” in the second place where they occur there shall be substituted the words “the Authority making the payment”, and
 - (iii) for the words “that Authority” there shall be substituted the words “that Regional Health Authority”.