
STATUTORY INSTRUMENTS

1993 No. 567

**The National Health Service (Fund-
holding Practices) Regulations 1993**

PART VI

MISCELLANEOUS

Transfer of functions in England

26.—(1) The function of a Regional Health Authority under section 15(1)(1) of the 1990 Act of being liable to pay a sum to the members of a fund-holding practice shall continue to be the function of an FHSA.

(2) The FHSA which is to exercise the function referred to in paragraph (1) in relation to the members of any existing fund-holding practice shall continue to be the relevant FHSA.

(3) Section 15 of the 1990 Act shall continue to have effect subject to the following modifications—

- (a) in subsection (1), for the words “Regional Health Authority” in both places where they occur, there are substituted the words “Family Health Services Authority”, and after the word “determined” there are 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 are 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 are 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 are substituted the words “Regional Health Authority”.

Transfer of functions in Wales

27.—(1) The function of the Secretary of State under section 15(2)(2) of the 1990 Act 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 continue to be the function of an FHSA.

(2) The FHSA which is to exercise the function referred to in paragraph (1) in relation to the members of any existing fund-holding practice shall continue to be the relevant FHSA.

(3) Section 15 of the 1990 Act shall continue to have effect subject to the following modifications—

(1) Section 15(1) was modified by S.I. 1991/582. Those modifications are continued in these Regulations.

(2) Section 15(2) was modified by S.I. 1991/582. Those modifications are continued in these Regulations.

- (a) in subsection (2)–
 - (i) for the words “the Secretary of State” in the first place where they occur there are 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 are substituted the words “in respect of whom it is the relevant Family Health Services Authority”,
 - (iii) after the word “determined” there are 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 is 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 are 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 are substituted the words “the Authority making the payment”, and
 - (iii) for the words “that Authority” there are substituted the words “that Regional Health Authority”.

Revocations

28. The National Health Service (Fund-holding Practices) (Applications and Recognition) Regulations 1990⁽³⁾, the National Health Service (Fund-holding Practices) (General) Regulations 1991⁽⁴⁾ and the National Health Service (Fund-holding Practices) (Amendment) Regulations 1992⁽⁵⁾ are hereby revoked.

⁽³⁾ S.I. 1990/1753.
⁽⁴⁾ S.I. 1991/582.
⁽⁵⁾ S.I. 1992/636.