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STATUTORY INSTRUMENTS

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**2012 No. 2657**

**The Health and Social Care Act 2012 (Commencement  
No.3, Transitional, Savings and Transitory  
Provisions and Amendment) Order 2012**

**Amendment of article 10 of the Second Commencement Order**

**15.** In article 10 of the Second Commencement Order (saving provision and transitory modification in relation to the commencement of paragraph 1 of Schedule 4 to the Act)—

- (a) in paragraph (2), at the beginning insert “Subject to paragraph (2A)”;
- (b) in paragraph (2)(b), at the end insert—
  - “except insofar as—
  - (i) that contract is entered into on or after 1st February 2013, and
  - (ii) under that contract, the services are to be provided as part of the health service on or after 1st April 2013.”;
- (c) at the end insert—
  - “(2A) From 1st February 2013 until the commencement of section 34 of the Act, the power of a clinical commissioning group under section 2 of the 2006 Act includes the power to enter into a commissioning contract under which services are to be provided as part of the health service on or after 1st April 2013.”.