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STATUTORY INSTRUMENTS

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**2013 No. 218**

The Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013

PART 4

HEALTH SCRUTINY BY LOCAL AUTHORITIES

**Exemptions from duty to consult**

**24.** Regulation 23 does not apply to—

- (a) any proposal to establish or dissolve an NHS trust or clinical commissioning group, or to vary the constitution of such a group (unless the establishment, dissolution or variation involves a substantial development or variation as referred to in regulation 23(1)); or
- (b) any proposals contained in—
  - (i) a trust special administrator's report or draft report under section 65F or 65I of the 2006 Act<sup>(1)</sup> (trust special administrators: reports and draft reports); or
  - (ii) recommendations by a health special administrator on the action which should be taken in relation to a company subject to a health special administration order under section 128 of the 2012 Act (health special administration orders).

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<sup>(1)</sup> Sections 65F and 65I were inserted by section 16 of the Health Act 2009 (c.21). Section 65F was amended by section 176(1) and (2) of, and paragraphs 1 and 15 of Schedule 14 to, the 2012 Act. Section 65I was amended by section 176(8) of, and paragraphs 1 and 18 of Schedule 14 to, the 2012 Act.