

---

STATUTORY INSTRUMENTS

---

**2015 No. 2025**

**The National Health Service (Charges to Overseas Visitors) (Amendment) Regulations 2015**

**Provision relating to modern slavery**

6.—(1) For regulation 16 of the Principal Regulations (victims of human trafficking), substitute—

**“Victims of modern slavery**

**16.—(1)** No charge may be made or recovered in respect of any relevant services provided to an overseas visitor, where a competent authority—

- (a) has identified the overseas visitor as a victim of modern slavery; or
- (b) considers that there are reasonable grounds to believe that the overseas visitor is a victim of modern slavery, and—
  - (i) a competent authority is required to make a conclusive determination; and
  - (ii) there has not been a conclusive determination by a competent authority that the overseas visitor is not a victim of modern slavery.

(2) In this regulation—

“competent authority” means a designated competent authority of the United Kingdom for the purposes of the Trafficking Convention;

“Trafficking Convention” means the Council of Europe Convention on Action against Trafficking in Human Beings (agreed at Warsaw on 16th May 2005);

“victim of modern slavery” means a victim of—

- (a) trafficking in human beings, which has the same meaning as in the Trafficking Convention, as set out in article 4 of that Convention; or
- (b) slavery, servitude, or forced or compulsory labour, which have the same meaning as they have for the purposes of article 4 of the Convention for the Protection of Human Rights and Fundamental Freedoms (agreed at Rome on 4th November 1950).”.

(2) In the Principal Regulations—

(a) in the heading to regulation 6 (provision relating to recovery of charges in respect of refugees and victims of human trafficking) and in paragraph (1)(b)(ii) of that regulation; and

(b) in regulation 25(2)(a) (family members of overseas visitors),

for “human trafficking”, substitute “modern slavery”.