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STATUTORY INSTRUMENTS

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**2018 No. 757**

**The National Health Service (Property Expenses Scheme) (England) Regulations 2018**

**PART 2**

**The Scheme**

**Cancellation of membership by the Secretary of State**

7.—(1) The Secretary of State may cancel a member's membership of the Scheme where any of paragraphs (2) to (4) apply.

(2) This paragraph applies where the member is liable to make a payment to the Secretary of State under regulation 11 (duty of members to make contributions to the Scheme) and that payment remains unpaid for a period of 28 days or more which starts with the date on which the payment becomes due.

(3) This paragraph applies where the member has failed to provide any information required under regulation 14 (duty of members to provide information)—

- (a) before the end of the period of 28 days which starts with the date on which the Secretary of State requests the information; or
- (b) if the Secretary of State in writing allows a further period for providing such information, before the end of that further period.

(4) This paragraph applies where the Secretary of State considers that it would be detrimental to the efficient administration of the Scheme or the interests of other members for the member to remain a member of the Scheme.

(5) Where the Secretary of State cancels a member's membership under paragraph (1) the Secretary of State must inform the member by notice in writing that its membership of the Scheme is to cease with effect from a date specified in the notice and that date must not be earlier than the 28th day after the day on which the notice is sent

(6) The Secretary of State may determine not to cancel the membership by giving the member a further notice in writing to that effect.

(7) A notice given under paragraph (6) must be given before the date on which membership was to cease as specified in the notice given under paragraph (5).

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**Commencement Information**

**II** [Reg. 7](#) in force at 1.8.2018, see [reg. 1\(2\)](#)

**Changes to legislation:**

The National Health Service (Property Expenses Scheme) (England) Regulations 2018, Section 7 is up to date with all changes known to be in force on or before 26 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- [reg. 4\(1\)\(l\)](#) and word inserted by [S.I. 2023/948 reg. 5\(2\)\(b\)](#)