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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations, subject to certain exceptions specified in the regulations, commence sections 1 and 2 of the NHS (Charitable Trusts Etc) Act 2016 (c.10) (“the Act”) which remove powers in the National Health Service Act 2006 (c.41) for the Secretary of State to appoint certain trustees. Regulation 3 commences sections 1 and 2 of the Act and Schedule 1 to the Act on 17th June 2021 except for certain consequential amendments made by Schedule 1 which will remain in force for the time being. These are: paragraph 4(b)(ii) (which relates to section 215 of the National Health Service Act 2006 (c.41)), paragraph 14 (which relates to section 163(3) of the National Health Service (Wales) Act 2006 (c.42)), paragraphs 18(f) and 18(h) (which relate to section 43(6)(b) and section 47 of the Local Audit and Accountability Act 2014 (c.2)) and paragraph 19 (which relates to schedule 13 of the Local Audit and Accountability Act 2014(c.2)).

A full impact assessment has not been produced for this instrument as these Regulations themselves have no impact on the private sector or civil society organisations.