



# Health and Social Care Act 2012

## 2012 CHAPTER 7

### PART 4

#### NHS FOUNDATION TRUSTS & NHS TRUSTS

##### *Functions*

#### **165 Private health care**

- (1) In section 44 of the National Health Service Act 2006 (private health care), omit—
  - (a) subsection (1) (restriction on provision of private health services),
  - (b) subsection (2) (cap on private income),
  - (c) subsection (2A) (special provision for mental health foundation trusts), and
  - (d) subsections (3) to (5) (interpretation etc.).
- (2) For the title to that section substitute “Power to charge for accommodation etc.”.
- (3) In consequence of subsection (1)(b) and (c), omit section 33 of the Health Act 2009.