
Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act (Northern Ireland) 2022, Cross Heading: Children (Northern Ireland) Order 1995. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Transfer of the Regional Board's functions

Children (Northern Ireland) Order 1995

155. The Children (Northern Ireland) Order 1995 is amended as follows.

Commencement Information

- I1** Sch. 1 para. 155 not in operation at Royal Assent, see **s. 8(1)(b)**
I2 Sch. 1 para. 155 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

156.—(1) Article 2 is amended as follows.

(2) In paragraph (2)—

- (a) in the definition of “authority”, for “and subject to paragraphs (3) and (4), a Board” substitute “, an HSC trust that is exercising social care and children functions within the meaning of Article 10A of the Health and Personal Social Services (Northern Ireland) Order 1991”;
- (b) omit the definition of “Board”.

(3) Omit paragraph (3).

(4) For paragraph (4) substitute—

“(4) References in this Order to the area of an authority are to the operational area of an HSC trust (as defined in Article 2(2) of the Health and Personal Social Services (Northern Ireland) Order 1972).”.

Commencement Information

- I3** Sch. 1 para. 156 not in operation at Royal Assent, see **s. 8(1)(b)**
I4 Sch. 1 para. 156 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

157. For Article 17A(3) substitute—

“(3) An assessment under this Article is to be carried out in such manner, and is to take such form, as the authority considers appropriate; but this is subject to any directions given to the authority under paragraph 6 of

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Schedule 3 to the Health and Personal Social Services (Northern Ireland) Order 1991.”.

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Commencement Information

- I5** Sch. 1 para. 157 not in operation at Royal Assent, see **s. 8(1)(b)**
I6 Sch. 1 para. 157 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

158. For Article 18A(4) substitute—

“(4) An assessment under this Article is to be carried out in such manner, and is to take such form, as the authority considers appropriate; but this is subject to any directions given to the authority under paragraph 6 of Schedule 3 to the Health and Personal Social Services (Northern Ireland) Order 1991.”.

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Commencement Information

- I7** Sch. 1 para. 158 not in operation at Royal Assent, see **s. 8(1)(b)**
I8 Sch. 1 para. 158 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

159. Omit Article 46(3)(a).

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Commencement Information

- I9** Sch. 1 para. 159 not in operation at Royal Assent, see **s. 8(1)(b)**
I10 Sch. 1 para. 159 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

160. In Article 61(2), for the words from “functions exercisable on behalf of” to the end substitute “social care and children functions within the meaning of Article 10A of the Health and Personal Social Services (Northern Ireland) Order 1991 and functions exercisable by virtue of a delegation direction under Article 10B(1) of that Order.”.

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Commencement Information

- I11** Sch. 1 para. 160 not in operation at Royal Assent, see **s. 8(1)(b)**
I12 Sch. 1 para. 160 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

161. Omit Article 66(11)(a).

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Commencement Information

- I13** Sch. 1 para. 161 not in operation at Royal Assent, see **s. 8(1)(b)**
I14 Sch. 1 para. 161 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

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162. In Article 121—

- (a) in paragraph (2)(d), omit “Board or”;
- (b) in paragraph (3)(a), omit “Board,”.

Commencement Information

- I15** Sch. 1 para. 162 not in operation at Royal Assent, see **s. 8(1)(b)**
- I16** Sch. 1 para. 162 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

163. In Article 149(5)(a), omit “Board or”.

Commencement Information

- I17** Sch. 1 para. 163 not in operation at Royal Assent, see **s. 8(1)(b)**
- I18** Sch. 1 para. 163 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

164. In Article 173(1), omit “Board or” (in each place).

Commencement Information

- I19** Sch. 1 para. 164 not in operation at Royal Assent, see **s. 8(1)(b)**
- I20** Sch. 1 para. 164 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

165.—(1) Article 174 is amended as follows.

- (2) Omit paragraph (1).
- (3) In paragraph (3)—
 - (a) omit “(1) or”;
 - (b) omit “Board or”.
- (4) In paragraph (4)—
 - (a) for “(1) to” substitute “(2) and”;
 - (b) omit “Board or”.
- (5) In paragraphs (5) and (6), omit “Board or”.

Commencement Information

- I21** Sch. 1 para. 165 not in operation at Royal Assent, see **s. 8(1)(b)**
- I22** Sch. 1 para. 165 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

166.—(1) In Schedule 2, paragraph 2A is amended as follows.

- (2) In sub-paragraph (2)—

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- (a) for “Every Board” substitute “The Department”;
 - (b) omit “by it”.
- (3) In sub-paragraph (3)—
- (a) in the opening words, for “a Board” substitute “the Department”;
 - (b) in paragraph (a), omit the words from “the whole or any part” to the end;
 - (c) in paragraph (c), omit the words from “the whole or any part” to the end;
 - (d) in paragraph (d)—
 - (i) for “the Board” (in the first place) substitute “the Department”;
 - (ii) omit “by the Board” (in the first place);
 - (iii) omit “in the Board’s area”;
 - (iv) for “by the Board” (in the second place) substitute “by an HSC trust”;
 - (e) in paragraph (h), for “the Board” substitute “the Department”;
 - (f) omit paragraph (i) and the “and” preceding it.
- (4) Omit sub-paragraph (4).

Commencement Information

I23 Sch. 1 para. 166 not in operation at Royal Assent, see **s. 8(1)(b)**

I24 Sch. 1 para. 166 in operation at 1.4.2022 by S.R. 2022/102, **art. 2(b)**

Changes to legislation:

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