



Health and Social Care Act 2001

CHAPTER 15

HEALTH AND SOCIAL CARE ACT 2001

PART 1

NATIONAL HEALTH SERVICE

Health service funding

- 1 Determination of allotments to and resource limits for Health Authorities and Primary Care Trusts
- 2 Payments relating to past performance
- 3 Supplementary payments to NHS trusts and Primary Care Trusts
- 4 Public-private partnerships
- 5 Income generation

Terms of employment of health service employees

- 6 Terms and conditions of employment by health service bodies

Local authority scrutiny of health service provision

- 7 Functions of overview and scrutiny committees
- 8 Joint overview and scrutiny committees etc.
- 9 Overview and scrutiny committees: exempt information
- 10 Application to the City of London

Public involvement and consultation

- 11 Public involvement and consultation

Independent advocacy services

- 12 Independent advocacy services

Intervention powers

- 13 Intervention orders

Abolition of Medical Practices Committee and National Health Service Tribunal

- 14 Abolition of Medical Practices Committee
15 Vacancies for medical practitioners
16 Abolition of NHS Tribunal

*General and personal medical services, general dental services,
general ophthalmic services and pharmaceutical services*

- 17 Remuneration of general medical practitioners
18 Out of hours medical services
19 Enhanced criminal record certificates
20 Medical, dental, ophthalmic and pharmaceutical etc. lists
21 Conditional inclusion in medical, dental, ophthalmic and pharmaceutical lists
22 Dental corporations
23 Declaration of financial interests, gifts, etc.
24 Supplementary lists
25 Suspension and disqualification of practitioners

Personal medical services and personal dental services

- 26 PMS and PDS lists

The Family Health Services Appeal Authority

- 27 The Family Health Services Appeal Authority

PART 2**PHARMACEUTICAL SERVICES****CHAPTER 1****LOCAL PHARMACEUTICAL SERVICES***Preparation and making of pilot schemes*

- 28 Pilot schemes
29 Making pilot schemes
30 Designation of priority neighbourhoods or premises

Reviews, variation and termination of pilot schemes

- 31 Reviews of pilot schemes
32 Variation and termination of pilot schemes

NHS contracts and financial provisions

- 33 NHS contracts
34 Funding of preparatory work
35 Charges, recovery of payments and penalties

General

- 36 Effect of the 1977 Act
- 37 Premises from which piloted services may be provided
- 38 Control of entry regulations

Assessing the result of pilot schemes

- 39 Assessing pilot schemes

Provision for local pharmaceutical schemes

- 40 Provision for LPS schemes

Corresponding provision, etc.

- 41 Corresponding provision and application of enactments

CHAPTER 2

CHANGES TO EXISTING ARRANGEMENTS

England and Wales

- 42 Dispensing of NHS prescriptions and provision of pharmaceutical services
- 43 Remote provision of pharmaceutical, etc. services

Scotland

- 44 Dispensing of NHS prescriptions

PART 3

CARE TRUSTS AND PARTNERSHIP ARRANGEMENTS

- 45 Care Trusts
- 46 Directed partnership arrangements
- 47 Further provisions about directions in connection with directed partnership arrangements and Care Trusts
- 48 Transfer of staff in connection with partnership arrangements

PART 4

SOCIAL CARE

Nursing care

- 49 Exclusion of nursing care from community care services

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- 50 Preserved rights: transfer to local authorities of responsibilities as to accommodation
- 51 Preserved rights: disclosure of information
- 52 Preserved rights: alignment of social security benefits

Measures to increase availability of Part 3 accommodation

- 53 Disregarding of resources when determining need for residential accommodation
- 54 Funding by resident etc. of more expensive accommodation
- 55 Power for local authorities to take charges on land instead of contributions
- 56 Cross-border placements

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- 57 Direct payments
- 58 Direct payments in respect of children

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- 59 Interpretation of Part 4

PART 5

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- 60 Control of patient information
- 61 Patient Information Advisory Group

Services for disabled people

- 62 Reports to Parliament on services for disabled people

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- 63 Extension of prescribing rights

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- 64 Regulations and orders
- 65 Supplementary and consequential provision etc
- 66 Interpretation
- 67 Minor and consequential amendments and repeals
- 68 Powers of National Assembly for Wales under amended Acts
- 69 Financial provisions
- 70 Short title, commencement and extent

SCHEDULES**SCHEDULE 1 — Exempt information relating to health services****Part 1 — DESCRIPTIONS OF EXEMPT INFORMATION**

- 1 Information relating to a particular employee, former employee or applicant...
- 2 Information relating to any particular occupier or former occupier of,...
- 3 Information relating to any particular applicant for, or recipient or...
- 4 Information relating to any particular applicant for, or recipient or...
- 5 The amount of any expenditure proposed to be incurred by...
- 6 Any terms proposed or to be proposed by or to...

- 7 The identity of a relevant body (as well as of...
- 8 Information relating to any consultations or negotiations, or contemplated consultations...
- 9 Any instructions to counsel and any opinion of counsel (whether...
- 10 Information relating to a particular person who is or was...
- 11 Information relating to a particular person who is or was...
- 12 Information relating to a particular person who is or was...
- 13 Information relating to any particular employee, former employee, or applicant...
- 14 Information relating to the physical or mental health of a...
 - Part 2 — QUALIFICATIONS
- 15 Information relating to a person of a description specified in...
- 16 Information falling within paragraph 5 of Part 1 is exempt...
- 17 Information falling within paragraph 6 of Part 1 is exempt...
- 18 Information falling within paragraph 8 of Part 1 is exempt...
 - Part 3 — INTERPRETATION
- 19 In this Schedule— “disposal”, in relation to property, includes the...

SCHEDULE 2 — Pilot Schemes

- 1 How pilot schemes may be initiated
- 2 Preliminary steps to be taken
- 3 Approval
- 4 Preliminary approval
- 5 Effect of proposals on existing services
- 6 Guidance
- 7 Making a scheme

SCHEDULE 3 — LPS Schemes

SCHEDULE 4 — Partnership Arrangements: Transfer of Staff

SCHEDULE 5 — Minor and consequential amendments

Part 1 — NATIONAL HEALTH SERVICE

- 1 Health Services and Public Health Act 1968 (c. 46)
- 2 House of Commons Disqualification Act 1975 (c. 24)
- 3 In Part 3 of Schedule 1 to that Act (which...
- 4 Patents Act 1977 (c. 37)
- 5 National Health Service Act 1977 (c. 49)
- 6 Mental Health Act 1983 (c. 20)
- 7 Copyright, Designs and Patents Act 1988 (c. 48)
- 8 National Health Service and Community Care Act 1990 (c. 48)
- 9 Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52)
- 10 Tribunals and Inquiries Act 1992 (c. 53)
- 11 National Health Service (Primary Care) Act 1997 (c. 46)
- 12 Health Act 1999 (c. 8)
- 13 Local Government Act 2000 (c. 22)
- 14 Freedom of Information Act 2000 (c. 36)

Part 2 — SOCIAL CARE

- 15 Local Authority Social Services Act 1970 (c. 42)
- 16 Carers and Disabled Children Act 2000 (c. 16)

PART 3 — PATIENT INFORMATION

- 17 House of Commons Disqualification Act 1975 (c. 24)
- 18 Freedom of Information Act 2000 (c. 36)

Status: This is the original version (as it was originally enacted).

SCHEDULE 6 — Repeals

Part 1 — NATIONAL HEALTH SERVICE

Part 2 — PHARMACEUTICAL SERVICES

Part 3 — SOCIAL CARE