



National Health Service Act 2006

2006 CHAPTER 41

PART 14

SUPPLEMENTARY

271 Territorial limit of exercise of functions

- (1) The functions of a Minister of the Crown under this Act are exercisable only in relation to England.
- (2) “Minister of the Crown” includes the Treasury.
- (3) Subsection (1) does not apply in relation to—
 - (a) section 8(1) (directions to [^{F1}certain] health service bodies) to such extent as it allows directions to be given in respect of matters concerning xenotransplantation, surrogacy agreements, embryology or human genetics,
 - (b) Chapter 5 of [^{F2}Part 2] (NHS foundation trusts),
 - [^{F3}(c) section 169(3) (power of the Secretary of State to direct that the First-tier Tribunal exercise functions in relation to appeals),]
 - (d) section 235 (superannuation of officers of certain hospitals),
 - [^{F4}(da) section 247B (co-operation in relation to public health functions),]
 - ^{F5}(e)
 - ^{F6}(f)
 - ^{F7}(fa)
 - (g) [^{F8}section] 251 (control of patient information) ^{F9}... ,
 - (h) Schedule 21 (prohibition as to the sale of medical practices),
 - (i) section 260 ^{F10}... (control of maximum price of medical supplies other than health service medicines) and sections 261 to 266 (control of prices of medicines and profits),

and section 272(7) and (8), to the extent that they apply in relation to a provision mentioned in any of paragraphs (a) to (i).

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[^{F11}(4) Subsection (1) does not apply in relation to the exercise of functions by a Minister of the Crown in relation to NHS England so far as concerns its relevant data functions (as defined by section 253(3) of the Health and Social Care Act 2012).]

Textual Amendments

- F1** Word in s. 271(3)(a) inserted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), s. 306\(4\), Sch. 4 para. 134](#); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F2** Words in s. 271(3)(b) substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 172\(12\), 306\(4\)](#); S.I. 2013/671, art. 2(3)
- F3** S. 271(3)(c) substituted (18.1.2010) by [The Transfer of Tribunal Functions Order 2010 \(S.I. 2010/22\), art. 1\(1\), Sch. 2 para. 125](#) (with Sch. 5)
- F4** S. 271(3)(da) inserted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 60\(2\), 306\(4\)](#); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F5** S. 271(3)(e) repealed (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 18 Pt. 18](#); S.I. 2008/461, art. 2(3), Sch.
- F6** S. 271(3)(f) repealed (30.6.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 18 Pt. 18](#); S.I. 2008/461, art. 4(b)(c)
- F7** S. 271(3)(fa) omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\), s. 306\(4\), Sch. 20 para. 10\(1\)](#); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F8** Word in s. 271(3)(g) substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 280\(5\)\(b\)\(i\), 306\(4\)](#); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F9** Words in s. 271(3)(g) omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\), ss. 280\(5\)\(b\)\(ii\), 306\(4\)](#); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F10** Words in s. 271(3)(i) omitted (7.8.2017) by virtue of [Health Service Medical Supplies \(Costs\) Act 2017 \(c. 23\), ss. 10\(15\), 12\(3\)](#); S.I. 2017/809, reg. 2(h) (with reg. 3)
- F11** S. 271(4) inserted (1.2.2023) by [The Health and Social Care Information Centre \(Transfer of Functions, Abolition and Transitional Provisions\) Regulations 2023 \(S.I. 2023/98\), reg. 1\(2\), Sch. para. 10\(10\)](#) (with reg. 3)

[^{F12}271A Services to be treated as services of the Crown for certain purposes

- (1) Services to which this section applies are to be treated as services of the Crown for the purposes of—
- Schedule 1 to the Registered Designs Act 1949 (provisions as to the use of registered designs for the services of the Crown etc.), and
 - sections 55 to 59 of the Patents Act 1977 (use of patented inventions for the services of the Crown).
- (2) This section applies to services provided in pursuance of—
- the functions of [^{F13}NHS England] or [^{F14}an integrated care board] under section 3, 3A, 3B or 4 or Schedule 1, or
 - the public health functions of a local authority.]

Textual Amendments

- F12** S. 271A inserted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), s. 306\(4\), Sch. 4 para. 135](#); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F13** Words in Act substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\), s. 186\(6\), Sch. 1 para. 1\(1\)\(2\)](#); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)

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F14 Words in s. 271A(2)(a) substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), Sch. 4 para. 130; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)

272 Orders, regulations, rules and directions

(1) This section does not apply to—

^{F15}(za) section 14Z25(2),]

^{F16}(zb) section 14Z31(1),]

(a) Chapter 5 of Part 2 (as to which, see section 64), and

(b) Part 10 (as to which, see section 209).

(2) Subject to subsection (3), any power under this Act to make an order, rules or regulations is exercisable by statutory instrument.

(3) Subsection (2) does not apply to an order under—

(a) section 66(2),

^{F17}(b)

(c) section 211(4),

^{F18}(d)

(e) paragraph 9, 27 or 29 of Schedule 4, or

(f) paragraph 2 of Schedule 18.

(4) Subject to subsections ^{F19}(4A),] (5) ^{F20}, (6) and (6A)], a statutory instrument made by virtue of this Act is subject to annulment in pursuance of a resolution of either House of Parliament.

^{F21}(4A) A statutory instrument containing regulations under section 7E(1) is subject to annulment in pursuance of a resolution of the House of Commons.]

(5) Subsection (4) does not apply to a statutory instrument containing ^{F22}... an order under—

^{F23}(za)

(a) section 25,

^{F24}^{F25}(aa)

(ab) section 65B(1), ^{F26}65D(2),] ^{F27}... 65J(2), ^{F28}65KC(3),] ^{F29}65L(2) ^{F30}, (2B)] or (7), 65LA(3)] , or 65V(2),]

(b) Schedule 4, or

(c) paragraph 1(1) of Schedule 5.

(6) A statutory instrument containing—

^{F31}(zza)

^{F32}(zzb) regulations under section 6C(1) or (2),]

^{F33}(zzc) regulations under section 6E, except where they do not include provision by virtue of subsection (7)(c) of that section,]

^{F34}(zzd) regulations under section 7(1C),]

^{F35}(zze) regulations under section 12ZB,]

^{F36}(zzf) regulations under section 12ZC,]

(za) an order under section 12C(8) or (10),

^{F37}(zb) regulations under section 13Z1,]

^{F38}(zba) regulations under section 14Z31(3),]

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- ^{F39}(zc)
- [^{F40}(zd) regulations under section 186A(4),]
- (a) regulations under section 251, except where they are made by virtue of subsection (5)(b) of that section,
- [^{F41}(aa) the first order under section 260,]
- (b) an order under section 265(10), ^{F42}...
- (c) an order under section 193(4),
- [^{F43}(d) regulations under paragraph 9A(5) of Schedule A1, or]
- [^{F44}(e) regulations under paragraph 19(5) of Schedule 1B.]
- may not be made unless a draft of the instrument has been laid before, and approved by resolution of, each House of Parliament.
- [^{F45}(6ZA) The Statutory Instruments Act 1946 applies in relation to the power of [^{F46}NHS England] to make an order under Chapter 5A as if [^{F46}NHS England] were a Minister of the Crown.]
- [^{F47}(6A) A statutory instrument containing an order under section ^{F48}... 65B(1), [^{F49}65D(2),]^{F50}... 65J(2), [^{F51}65KC(3),] 65L(2) or [^{F52}(7)] [^{F53}, 65LA(3)] or 65V(2) must be laid before Parliament after it is made.]
- (7) Any power under this Act to make orders, rules, regulations or schemes, and any power to give directions—
- (a) may be exercised either in relation to all cases to which the power extends, or in relation to those cases subject to specified exceptions, or in relation to any specified cases or classes of case,
- (b) may be exercised so as to make, as respects the cases in relation to which it is exercised—
- (i) the full provision to which the power extends or any less provision (whether by way of exception or otherwise),
- (ii) the same provision for all cases in relation to which the power is exercised, or different provision for different cases or different classes of case, or different provision as respects the same case or class of case for different purposes of this Act,
- (iii) any such provision either unconditionally or subject to any specified condition, and
- (c) may, in particular, except where the power is a power to make rules, make different provision for different areas.
- (8) Any such power includes power—
- (a) to make such incidental, supplementary, consequential, saving or transitional provision (including, in the case of a power to make an order or regulations, provision amending, repealing or revoking enactments) as the person or body exercising the power considers to be expedient, and
- (b) to provide for a person to exercise a discretion in dealing with any matter.
- ^{F54}(9)

Textual Amendments

F15 S. 272(1)(za) inserted (9.5.2022) by Health and Care Act 2022 (c. 31), ss. 19(3), 186(6); S.I. 2022/515, reg. 2(d)

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- F16** S. 272(1)(zb) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 20(3)(a)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F17** S. 272(3)(b) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 136(2)(a)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F18** S. 272(3)(d) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 136(2)(b)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F19** Word in s. 272(4) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 44(4)(a)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F20** Words in s. 272(4) substituted (15.2.2010 for specified purposes) by Health Act 2009 (c. 21), **ss. 18(8)(a)**, 40(1); S.I. 2010/30, art. 3(b)
- F21** S. 272(4A) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 44(4)(b)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F22** Words in s. 272(5) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 136(3)(a)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F23** S. 272(5)(za) omitted (1.7.2022) by virtue of Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 131(2)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F24** S. 272(5)(aa) omitted (1.11.2012) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 173(6)(a)**, 306(4); S.I. 2012/2657, art. 2(2)
- F25** S. 272(5)(aa)(ab) inserted (15.2.2010 for specified purposes) by Health Act 2009 (c. 21), **ss. 18(8)(b)**, 40(1); S.I. 2010/30, art. 3(b)
- F26** Word in s. 272(5)(ab) inserted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(6)(a)**, 306(4); S.I. 2012/2657, art. 2(2)
- F27** Word in s. 272(5)(ab) omitted (1.11.2012) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 178(6)(b)**, 306(4); S.I. 2012/2657, art. 2(2)
- F28** Word in s. 272(5)(ab) inserted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(6)(c)**, 306(4); S.I. 2012/2657, art. 2(2)
- F29** Words in s. 272(5)(ab) substituted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(6)(d)**, 306(4); S.I. 2012/2657, art. 2(2)
- F30** Word in s. 272(5)(ab) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 8 para. 21**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F31** S. 272(6)(zza) omitted (1.7.2022) by virtue of Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 131(3)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F32** S. 272(6)(zzb) inserted (27.3.2012 for specified purposes, 1.4.2013 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 18(2)**, 306(1)(d)(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F33** S. 272(6)(zze) inserted (27.3.2012 for specified purposes, 1.2.2013 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 20(2)**, 306(1)(d)(4); S.I. 2012/2657, art. 2(4)
- F34** S. 272(6)(zzd) inserted (27.3.2012 for specified purposes, 1.10.2012 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 21(5)**, 306(1)(d)(4); S.I. 2012/1831, art. 2(2)
- F35** S. 272(6)(zze) inserted (1.1.2024) by Health and Care Act 2022 (c. 31), **ss. 80(1)(b)**, 186(6); S.I. 2023/1431, reg. 3(c)
- F36** S. 272(6)(zzf) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 81(3)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F37** S. 272(6)(zb) inserted (27.3.2012 for specified purposes, 1.4.2013 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 23(2)**, 306(1)(d)(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F38** S. 272(6)(zba) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 20(3)(b)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F39** S. 272(6)(zc) omitted (1.7.2022) by virtue of Health and Care Act 2022 (c. 31), **ss. 86(1)(b)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F40** S. 272(6)(zd) inserted (27.3.2012 for specified purposes, 1.4.2013 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 50(2)**, 306(1)(d)(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F41** S. 272(6)(aa) inserted (7.8.2017) by Health Service Medical Supplies (Costs) Act 2017 (c. 23), **ss. 7(7)**, 12(3); S.I. 2017/809, reg. 2(f)

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- F42** Word in s. 272(6)(b) omitted (1.7.2022) by virtue of Health and Care Act 2022 (c. 31), **ss. 17(2)(a)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F43** S. 272(6)(d) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 17(2)(b)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F44** S. 272(6)(e) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 2 para. 2**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F45** S. 272(6ZA) inserted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(7)**, 306(4); S.I. 2012/2657, art. 2(2)
- F46** Words in s. 272(6ZA) substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 5 para. 28**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F47** S. 272(6A) inserted (15.2.2010 for specified purposes) by Health Act 2009 (c. 21), **ss. 18(8)(c)**, 40(1); S.I. 2010/30, art. 3(b)
- F48** Words in s. 272(6A) omitted (1.11.2012) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 173(6)(b)**, 306(4); S.I. 2012/2657, art. 2(2)
- F49** Word in s. 272(6A) inserted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(8)(a)**, 306(4); S.I. 2012/2657, art. 2(2)
- F50** Word in s. 272(6A) omitted (1.11.2012) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 178(8)(b)**, 306(4); S.I. 2012/2657, art. 2(2)
- F51** Word in s. 272(6A) inserted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(8)(c)**, 306(4); S.I. 2012/2657, art. 2(2)
- F52** Word in s. 272(6A) substituted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(8)(e)**, 306(4); S.I. 2012/2657, art. 2(2)
- F53** Word in s. 272(6A) inserted (1.11.2012) by Health and Social Care Act 2012 (c. 7), **ss. 178(8)(d)**, 306(4); S.I. 2012/2657, art. 2(2)
- F54** S. 272(9) omitted (7.8.2017) by virtue of Health Service Medical Supplies (Costs) Act 2017 (c. 23), **ss. 10(16)**, 12(3); S.I. 2017/809, reg. 2(h) (with reg. 3)

Modifications etc. (not altering text)

- C1** S. 272 applied (1.3.2007) by National Health Service (Wales) Act 2006 (c. 42), **ss. 208(1)**, **209(4)** (with s. 19(3))
- C2** S. 272(1)(zb): power to repeal conferred (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 20(4)(b)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- C3** S. 272(6)(zba): power to amend conferred (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 20(4)(c)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- C4** S. 272(7)(8) applied by 2006 c. 28, **s. 70(3)** (as substituted (1.3.2007) by National Health Service (Consequential Provisions) Act (c. 43), Sch. 1 para. 285 (with Sch. 3 Pt. 1))
- C5** S. 272(7) applied by 2007 c. 18, s. 42(5B) (as inserted (27.3.2012 for specified purposes, 1.4.2013 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 287(3)**, 306(1)(d)(4); S.I. 2013/160, art. 2(2) (with arts. 7-9))

273 Further provision about orders and directions under this Act

- (1) Where under or by virtue of any provision of this Act—
- (a) an order may be made, or
 - (b) directions may be given,
- that provision includes power to vary or revoke the order or directions by subsequent order or by subsequent directions.
- (2) Subsection (1) does not affect section 14(b) of the Interpretation Act 1978 (c. 30).
- (3) A direction under this Act [^{F55}by [^{F13}NHS England]] must be given by an instrument in writing.

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- (4) A direction under this Act by the Secretary of State must be given—
- (a) (subject to paragraphs (b) and (c)) by an instrument in writing,
 - (b) in the case of a direction under—
 - [^{F56}(zi) section 7 about a function of a person other than the Secretary of State,]
 - (i) section 7 about a function [^{F57}of the Secretary of State] under section 4, 197 or 198, or
 - (ii) section [^{F58}169(3) or] 199(2),by regulations,
 - (c) in the case of—
 - (i) any other direction under section 7, or
 - (ii) a direction under section 8, [^{F59}13Z1,]^{F60}... 87, 94(4), 103, 109(4) [^{F61}, 120 or 253],by regulations or an instrument in writing.
- (5) Subsection (4) does not apply to a direction under section 88 (as to which, see that section).

Textual Amendments

- F13** Words in Act substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 1 para. 1\(1\)\(2\)](#); [S.I. 2022/734](#), [reg. 2\(a\)](#), [Sch.](#) (with [regs. 13, 29, 30](#))
- F55** Words in s. 273(3) substituted (1.10.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 4 para. 137\(2\)](#); [S.I. 2012/1831](#), [art. 2\(2\)](#) (with [art. 12](#))
- F56** S. 273(4)(b)(zi) inserted (27.3.2012 for specified purposes, 1.10.2012 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), [ss. 21\(6\)\(a\)](#), 306(1)(d)(4) (with [Sch. 6 para. 5\(3\)](#)); [S.I. 2012/1831](#), [art. 2\(2\)](#) (with [art. 12](#))
- F57** Words in s. 273(4)(b)(i) inserted (27.3.2012 for specified purposes, 1.10.2012 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), [ss. 21\(6\)\(b\)](#), 306(1)(d)(4) (with [Sch. 6 para. 5\(3\)](#)); [S.I. 2012/1831](#), [art. 2\(2\)](#) (with [art. 12](#))
- F58** Words in s. 273(4)(b)(ii) inserted (18.1.2010) by [The Transfer of Tribunal Functions Order 2010 \(S.I. 2010/22\)](#), [art. 1\(1\)](#), [Sch. 2 para. 126\(a\)](#) (with [Sch. 5](#))
- F59** Word in s. 273(4)(c)(ii) inserted (1.10.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 4 para. 137\(3\)\(a\)](#); [S.I. 2012/1831](#), [art. 2\(2\)](#) (with [art. 12](#))
- F60** Word in s. 273(4)(c)(ii) omitted (1.10.2012) by virtue of [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 4 para. 137\(3\)\(b\)](#); [S.I. 2012/1831](#), [art. 2\(2\)](#) (with [art. 12](#))
- F61** Words in s. 273(4)(c)(ii) substituted (27.3.2012 for specified purposes, 1.4.2013 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), [ss. 47\(7\)](#), 306(1)(d)(4); [S.I. 2013/160](#), [art. 2\(2\)](#) (with [arts. 7-9](#))

Modifications etc. (not altering text)

- C6** S. 273 applied (1.3.2007) by [National Health Service \(Wales\) Act 2006 \(c. 42\)](#), [ss. 208\(1\)](#), [209\(4\)](#) (with [s. 19\(3\)](#))
- C7** S. 273(1) applied by 2007 c. 18, s. 42(5B) (as inserted (27.3.2012 for specified purposes, 1.4.2013 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), [ss. 287\(3\)](#), 306(1)(d)(4); [S.I. 2013/160](#), [art. 2\(2\)](#) (with [arts. 7-9](#)))

274 Supplementary regulatory powers

Regulations may provide for—

Changes to legislation: National Health Service Act 2006, Part 14 is up to date with all changes known to be in force on or before 19 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. (See end of Document for details) View outstanding changes

- (a) prescribing the forms and manner of service of notices and other documents,
- (b) prescribing the manner in which documents may be executed or proved,
- (c) exempting judges and justices of the peace from disqualification by their liability to rates.

275 Interpretation

(1) In this Act (except where the context otherwise requires)—

^{F62}
...

^{F63}
...

^{F64}“combined authority” means a combined authority established under section 103 of the Local Democracy, Economic Development and Construction Act 2009.]

^{F65}“combined county authority” means a combined county authority established under section 9(1) of the Levelling-up and Regeneration Act 2023;]

“dental practitioner” means a person registered in the dentists register under the Dentists Act 1984 (c. 24),

^{F66}“education and training functions”, in relation to NHS England, means the functions conferred on it—

- (a) by section 296A of the Health and Social Care Act 2012 or under arrangements made under that section, or
- (b) by or under Chapter 1 of Part 3 of the Care Act 2014.]

“facilities” includes the provision of (or the use of) premises, goods, materials, vehicles, plant or apparatus,

^{F67}
.....

“financial year” means a period of 12 months ending with 31st March in any year ^{F68}(except that in relation to an integrated care board it has the meaning given by section 14Z52(8)),

“functions” includes powers and duties,

“goods” include accommodation,

^{F69}“health” includes mental health;]

“the health service” means the health service continued under section 1(1) and under section 1(1) of the National Health Service (Wales) Act 2006 (c. 42),

“health service hospital” means a hospital vested in the Secretary of State for the purposes of his functions under this Act or vested in ^{F70}... an NHS trust or an NHS foundation trust,

“hospital” means—

- (a) any institution for the reception and treatment of persons suffering from illness,
- (b) any maternity home, and
- (c) any institution for the reception and treatment of persons during convalescence or persons requiring medical rehabilitation,

and includes clinics, dispensaries and out-patient departments maintained in connection with any such home or institution, and “hospital accommodation” must be construed accordingly,

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“illness” includes [^{F71}any disorder or disability of the mind] and any injury or disability requiring medical or dental treatment or nursing,

[^{F72}“information” includes documents or records,]

[^{F72}“integrated care board” means a body established under section 14Z25,]

“local authority” means a county council, a county borough council, a district council, a London borough council, and the Common Council of the City of London,

^{F73}
.....

“Local Health Board” means a body established under section 11 of the National Health Service (Wales) Act 2006 (c. 42),

“local pharmaceutical services” means such services as are prescribed under section 134(7) or paragraph 1(7) of Schedule 12,

“local social services authority” means the council of a non-metropolitan county, of a county borough or of a metropolitan district or London borough, or the Common Council of the City of London,

“medical” includes surgical,

“medical practitioner” means a registered medical practitioner within the meaning of Schedule 1 to the Interpretation Act 1978 (c. 30),

“medicine” includes such chemical re-agents as are included in a list approved by the Secretary of State for the purposes of section 126,

“modifications” includes additions, omissions and amendments,

[^{F74}“NHS body” means—

- (a) [^{F75}NHS England,]
- (b) [^{F76}an integrated care board,]
- (c) a Special Health Authority,
- (d) an NHS trust,
- (e) an NHS foundation trust, and
- (f) a Local Health Board.]

“NHS trust” includes an NHS trust established under the National Health Service (Wales) Act 2006 ^{F77} ...

[^{F78}“NICE” means the National Institute for Health and Care Excellence;]

“officer” includes servant,

“optometrist” means a person registered in the register of optometrists maintained under section 7 of the Opticians Act 1989 (c. 44) [^{F79},]^{F80} ... or a body corporate registered in the register of bodies corporate maintained under section 9 of that Act carrying on business as an optometrist,

“patient” includes a woman who is pregnant or breast-feeding or who has recently given birth,

“prescribed” means prescribed by regulations made by the Secretary of State,

“property” includes rights,

[^{F81}“registered pharmacist” means a person registered as a pharmacist in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010,]

^{F82}
...

“regulations” means regulations made by the Secretary of State,

^{F83}
...

Changes to legislation: National Health Service Act 2006, Part 14 is up to date with all changes known to be in force on or before 19 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. (See end of Document for details) View outstanding changes

[^{F84}“regulatory functions”, in relation to NHS England, has the meaning given by section 13SB.]

“Special Health Authority” includes a Special Health Authority established under the National Health Service (Wales) Act 2006,

“university” includes a university college,

“voluntary organisation” means a body the activities of which are carried on otherwise than for profit, but does not include any public or local authority.

[^{F85}“Welsh new towns residuary body” means the Welsh Ministers so far as exercising functions in relation to anything transferred (or to be transferred) to them as mentioned in section 36(1)(a) (i) to (iii) of the New Towns Act 1981.]

- (2) In this Act (except where the context otherwise requires) any reference to a body established under this Act or the National Health Service (Wales) Act 2006 (c. 42) includes a reference to a body continued in existence by virtue of this Act or that Act.
- (3) So far as is necessary or expedient in consequence of a direction under section 7 ^{F86} ... providing for the exercise by a ^{F87} ... ^{F88} ... Special Health Authority of a function exercisable by another person or body, any reference in any enactment, instrument or other document to that other person or body must be read as a reference to the ^{F87} ... ^{F88} ... Special Health Authority.
- (4) Any reference in this Act to the purposes of a hospital is a reference to its general purposes and to any specific purpose.
- [^{F89}(5) In each of the following, the reference to section 3 includes a reference to section 117 of the Mental Health Act 1983 (after-care)—
- in section 223K(8), paragraph (a) of the definition of “relevant services”,
 - in section 244(3), paragraph (a)(i) of the definition of “relevant health service provider”,
 - in section 252A(10), the definition of “service arrangements”,
 - section 253(1A)(d)(ii).]

Textual Amendments

- F62** Words in s. 275(1) omitted (1.7.2022) by virtue of Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 1 para. 11(a)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F63** Words in s. 275(1) omitted (1.7.2022) by virtue of Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 132(a)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F64** Words in s. 275(1) inserted (28.1.2016 for specified purposes, 28.3.2016 in so far as not already in force) by Cities and Local Government Devolution Act 2016 (c. 1), s. 25(2), **Sch. 4 para. 8**
- F65** Words in s. 275(1) inserted (26.12.2023) by Levelling-up and Regeneration Act 2023 (c. 55), s. 255(2) (c), **Sch. 4 para. 169** (with s. 247)
- F66** Words in s. 275 inserted (1.4.2023) by The Health Education England (Transfer of Functions, Abolition and Transitional Provisions) Regulations 2023 (S.I. 2023/368), reg. 1(2), **Sch. 1 para. 9(15)** (with reg. 7)
- F67** Words in s. 275(1) omitted (18.1.2010) by virtue of The Transfer of Tribunal Functions Order 2010 (S.I. 2010/22), art. 1(1), **Sch. 2 para. 127** (with Sch. 5)
- F68** Words in s. 275(1) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 132(b)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F69** Words in s. 275(1) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 88**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)

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- F70** Words in s. 275(1) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 138(2)(b)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F71** Words in s. 275(1) substituted (3.11.2008) by Mental Health Act 2007 (c. 12), s. 56(1), **Sch. 1 para. 24**; S.I. 2008/1900, art. 2(a) (with art. 3, Sch.)
- F72** Words in s. 275(1) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 132(c)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F73** Words in s. 275(1) repealed (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), art. 1, Sch. 2 para. 60(4), **Sch. 3 Pt. 2**
- F74** Words in s. 275(1) inserted (1.10.2012) by Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 138(2)(c)** (with Sch. 4 para. 138(4)(5)); S.I. 2012/1831, art. 2(2) (with art. 13)
- F75** Words in s. 275(1) substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 1 para. 11(b)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F76** Words in s. 275(1) substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 132(d)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F77** Words in s. 275(1) omitted (1.11.2012) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 178(9)**, 306(4); S.I. 2012/2657, art. 2(2)
- F78** Words in s. 275(1) inserted (1.4.2013) by Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 17 para. 10(5)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F79** Words in s. 275(1) inserted (3.12.2007) by The European Qualifications (Health and Social Care Professions) Regulations 2007 (S.I. 2007/3101), regs. 1(2), **203**
- F80** Words in s. 275(1) omitted (31.12.2020) by virtue of The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593), reg. 1(2), **Sch. 5 para. 14** (with reg. 12A, Sch. 5 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 13); 2020 c. 1, Sch. 5 para. 1(1)
- F81** Words in s. 275(1) substituted (27.9.2010) by The Pharmacy Order 2010 (S.I. 2010/231), art. 1(5), **Sch. 4 para. 13(4)**; S.I. 2010/1621, art. 2(1), Sch.
- F82** Words in s. 275 omitted (31.12.2020 for specified purposes) by virtue of The Social Security Coordination (Reciprocal Healthcare) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/776), regs. 1(1), **3(b)**; 2020 c. 1, Sch. 5 para. 1(1) and omitted (31.12.2020 in so far as not already in force) by virtue of The National Health Service (Cross-Border Healthcare and Miscellaneous Amendments etc.) (EU Exit) Regulations 2019 (S.I. 2019/777), regs. 1(1), **3(h)** (with reg. 15, Sch. 1) (as amended by S.I. 2020/1348, regs. 10-12; 2020 c. 1, Sch. 5 para. 1(1))
- F83** Words in s. 275(1) omitted (1.7.2022) by virtue of Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 5 para. 29**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F84** Words in s. 275(1) inserted (1.7.2022) by Health and Care Act 2022 (c. 31), **ss. 34(4)**, 186(6); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 19(1)(2), 29, 30)
- F85** Words in s. 275(1) inserted (1.12.2008) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2008 (S.I. 2008/3002), art. 1(2), **Sch. 1 para. 54** (with Sch. 2) (see S.I. 2008/3068, art. 2(1)(b))
- F86** Words in s. 275(3) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 138(3)(a)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F87** Words in s. 275(3) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 138(3)(b)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F88** Words in s. 275(3) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 4 para. 138(3)(c)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F89** S. 275(5) inserted (27.3.2012 for specified purposes, 1.4.2013 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 40(5)**, 306(1)(d)(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)

Modifications etc. (not altering text)

- C8** S. 275 modified (temp.) (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), **Sch. 3 para. 4** (with Sch. 3 Pt. 1)

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- C9** S. 275 modified (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), s. 8(2), [Sch. 2 para. 11](#) (with [Sch. 3 Pt. 1](#))
- C10** S. 275 modified (temp.) (1.10.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 4 para. 138\(4\)](#); S.I. 2012/1831, art. 2(2) (with art. 13)
- C11** S. 275 modified (temp.) (1.10.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 4 para. 138\(5\)](#); S.I. 2012/1831, art. 2(2) (with art. 13)

[^{F90}275A] **References to functions: delegation etc**

(1) A reference in this Act to the functions of a person includes functions of others that are exercisable by the person by virtue of any provision of any enactment (unless the context otherwise requires).

(2) Regulations may create exceptions to subsection (1).]

Textual Amendments

- F90** S. 275A inserted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), [ss. 72\(1\)](#), 186(6); S.I. 2022/734, [reg. 2\(a\)](#), [Sch.](#) (with [regs. 13, 29, 30](#))

Modifications etc. (not altering text)

- C12** S. 275A applied (1.7.2022) by [2007 c. 28](#), [s. 116C](#) (as inserted by [Health and Care Act 2022 \(c. 31\)](#)), s. 186(6), [Sch. 9 para. 15](#); S.I. 2022/734, [reg. 2\(a\)](#), [Sch.](#) (with [regs. 13, 29, 30](#))

276 Index of defined expressions

In this Act the following expressions are defined or otherwise explained by the provisions indicated—

body established under this Act	section 275(2)
[^{F91} combined authority	section 275(1)]
[^{F92} combined county authority	section 275(1)]
commissioner, in relation to an NHS contract	section 9(1)
contractor, in relation to a general dental services contract	section 100(4)
contractor, in relation to a general medical services contract	section 84(5)
contractor, in relation to a general ophthalmic services contract	section 117(5)
fraud case	section 151(3)
general dental services contract	section 100(2)
general medical services contract	section 84(2)
general ophthalmic services contract	section 117(2)

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[^{F93} group of people for whom an integrated care board has core responsibility	section 14Z31]
F94	F94
.
LPS scheme	paragraph 1(2) of Schedule 12
[^{F95} NHS constitution	section 1B(2)]
NHS contract	section 9(1)
NHS trust order	section 25(2)
optical appliances	section 179(5)
[^{F93} partner, in relation to an NHS trust or NHS foundation trust and an integrated care board	section 14Z48]
F96	F96
.
pharmaceutical list	section 129(11)
pharmaceutical services	section 126(8)
F97	F97
.
practitioner	section 151(9)
primary dental services	section 99
primary medical services	section 83
primary ophthalmic services	section 115
provider, in relation to an NHS contract	section 9(1)
[^{F98} public health functions of the Secretary of State	section 1H(5)(a)]
[^{F98} public health functions of local authorities	section 1H(5)(b)]
purposes of a hospital	section 275(4)
F99	F99
.
relevant dental service	section 176(4)
section 92 arrangements	section 92(8)
section 107 arrangements	section 107(8)
F100	F100
.
F101	F101
.
terms of service	section 148(7)

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unsuitability case

section 151(4)

Textual Amendments

- F91** Words in s. 276 inserted (28.1.2016 for specified purposes, 28.3.2016 in so far as not already in force) by **Cities and Local Government Devolution Act 2016 (c. 1)**, s. 25(2), **Sch. 4 para. 9**
- F92** Words in s. 276 inserted (26.12.2023) by **Levelling-up and Regeneration Act 2023 (c. 55)**, s. 255(2)(c), **Sch. 4 para. 170** (with s. 247)
- F93** Words in s. 276 inserted (1.7.2022) by **Health and Care Act 2022 (c. 31)**, s. 186(6), **Sch. 4 para. 133**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F94** Words in s. 276 omitted (1.10.2012) by virtue of **Health and Social Care Act 2012 (c. 7)**, s. 306(4), **Sch. 4 para. 139(2)**; S.I. 2012/1831, art. 2(2)
- F95** Words in s. 276 inserted (1.4.2013) by **Health and Social Care Act 2012 (c. 7)**, s. 306(4), **Sch. 4 para. 139(3)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F96** Words in s. 276 omitted (1.4.2013) by virtue of **Health and Social Care Act 2012 (c. 7)**, s. 306(4), **Sch. 4 para. 139(4)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F97** S. 276 entry repealed (19.1.2010) by **Health Act 2009 (c. 21)**, s. 40(1), Sch. 1 para. 11, **Sch. 6**; S.I. 2010/30, art. 2(b)
- F98** Words in s. 276 inserted (1.4.2013) by **Health and Social Care Act 2012 (c. 7)**, s. 306(4), **Sch. 4 para. 139(5)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F99** Words in s. 276 omitted (1.7.2022) by virtue of **Health and Care Act 2022 (c. 31)**, s. 186(6), **Sch. 5 para. 30**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F100** Words in s. 276 omitted (17.6.2021) by virtue of **NHS (Charitable Trusts Etc) Act 2016 (c. 10)**, s. 5(1), **Sch. 1 para. 9**; S.I. 2021/712, reg. 3(c)
- F101** Words in s. 276 omitted (27.3.2012 for specified purposes) by virtue of **Health and Social Care Act 2012 (c. 7)**, **ss. 208(5)**, 306(1)(d)(4)

277 Commencement

- (1) Subject to this section, this Act comes into force on 1st March 2007.
- (2) In this section—
“the 1977 Act” means the National Health Service Act 1977 (c. 49), and
“the 2006 Act” means the Health Act 2006 (c. 28).
- (3) Subsection (4) applies to—
- sections 33 and 35 to 38 of the Health Act 1999 (c. 8) (see sections 261 and 263 to 266 of this Act),
 - subsection (7) of section 45 of the Nationality, Immigration and Asylum Act 2002 (c. 41) and paragraph 2(2B) of Schedule 8 to the 1977 Act as substituted by that subsection (see paragraph 2(7) of Schedule 20 to this Act),
 - section 21 of the Health and Social Care (Community Health and Standards) Act 2003 (c. 43) (see section 50 of this Act),
 - paragraph 3 of the Schedule to the Smoking, Health and Social Care (Scotland) Act 2005 (Consequential Modifications) (England, Wales and Northern Ireland) Order 2006 (S.I. 2006/1056) and section 41B(2) and (6)(b) of the 1977 Act as amended by that paragraph (see section 128 of this Act),
 - sub-paragraphs (a) and (b) of paragraph 5 of that Schedule and section 4A(1) and (3) of the National Health Service and Community Care Act 1990 (c. 19) as amended by those sub-paragraphs (see section 11 of this Act),

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- (f) sub-paragraph (c) of paragraph 5 of that Schedule and section 4A(4) of the National Health Service and Community Care Act 1990 as added by that sub-paragraph (see section 11 of this Act),
- (g) section 34 of the 2006 Act, and section 42A of the 1977 Act as inserted by that section (see section 131 of this Act),
- (h) section 35 of the 2006 Act, and subsections (2B) and (2C) of section 42 of the 1977 Act as inserted by that section (see section 129 of this Act),
- (i) subsection (1) of section 36 of the 2006 Act, and section 43(2) of the 1977 Act as substituted by that subsection (see section 132 of this Act),
- (j) sections 37 to 41 of, and paragraphs 7 to 9, 11, 12(a), 13(2), (5) and (6), 15, 16, 17, 21(b), 22, 29, 46 and 50 of Schedule 8 to, the 2006 Act (which relate to primary ophthalmic services) and—
 - (i) the 1977 Act,
 - (ii) section 4A of the National Health Service and Community Care Act 1990,
 - (iii) Schedule 1 to the Health and Social Care Act 2001 (c. 15), and
 - (iv) section 17(1) of the National Health Service Reform and Health Care Professions Act 2002 (c. 17),to the extent that a provision mentioned in any of sub-paragraphs (i) to (iv), as amended by any of those provisions of the 2006 Act, relates to primary ophthalmic services,
- (k) subsection (2) of section 42 of the 2006 Act, and paragraph 2A(1)(b) and (ba) of Schedule 12 to the 1977 Act as substituted by that subsection (see section 180 of this Act),
- (l) subsection (3) of section 42 of the 2006 Act, and paragraph 2B of Schedule 12 to the 1977 Act as inserted by that subsection (see section 181 of this Act),
- (m) sections 44 to 55 of the 2006 Act, and sections 76 to 78 of that Act so far as relating to those sections (see Part 10 of this Act),
- ^{F102}(n)
- (o) paragraphs 14, 24(b) and 25 of Schedule 8 to the 2006 Act (which relate to the substitution of “optometrist” for “ophthalmic optician”) and the 1977 Act as amended by those paragraphs.

- (4) To the extent that—
 - (a) this Act re-enacts a provision to which this subsection applies, and
 - (b) the provision has not come into force before the commencement of this Act, the re-enactment by this Act of the provision does not come into force until the provision which is re-enacted comes into force; and the re-enactment comes into force immediately after, and to the extent that, the provision which is re-enacted comes into force.
- (5) Accordingly, the re-enactment by this Act of the provision does not affect any power to bring the provision into force.

Textual Amendments

F102 S. 277(3)(n) omitted (1.7.2022) by virtue of [Health and Care Act 2022 \(c. 31\)](#), [ss. 87\(3\)\(b\)\(ii\)](#), 186(6); [S.I. 2022/734](#), [reg. 2\(a\)](#), [Sch.](#) (with [regs. 13, 29, 30](#))

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278 Short title, extent and application

- (1) This Act may be cited as the National Health Service Act 2006.
- (2) Subject to this section, this Act extends to England and Wales only.
- (3) Sections [^{F103}260] to 266 in Part 13 (price of medical supplies) [^{F104}, and this Part to the extent that it applies to those sections,] extend also to Scotland and Northern Ireland.
- (4) The Secretary of State may by order provide that this Act, in its application to the Isles of Scilly, has effect with such modifications as may be specified in the order.

Textual Amendments

F103 Word in s. 278(3) substituted (7.8.2017) by [Health Service Medical Supplies \(Costs\) Act 2017 \(c. 23\)](#), [ss. 7\(8\), 12\(3\)](#); [S.I. 2017/809](#), [reg. 2\(f\)](#)

F104 Words in s. 278(3) inserted (7.8.2017) by [Health Service Medical Supplies \(Costs\) Act 2017 \(c. 23\)](#), [ss. 10\(17\), 12\(3\)](#); [S.I. 2017/809](#), [reg. 2\(h\)](#) (with [reg. 3](#))

Changes to legislation:

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

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

- s. 3B(1)(aa) inserted by [2022 c. 31 Sch. 3 para. 2\(b\)](#)
- s. 3B(1)(za) inserted by [2022 c. 31 Sch. 3 para. 2\(a\)](#)
- s. 13G(4) words omitted by virtue of 2012 c. 7, Sch. 14 para. 4A (as inserted) by [2014 c. 23 s. 120\(18\)\(a\)](#)
- s. 35(3A)(3B) inserted by [2012 c. 7 s. 159\(4\)](#)
- s. 35(3A) words substituted by [2022 c. 31 Sch. 5 para. 12\(4\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 35(3A) by 2012 c. 7 s.159(4) not yet in force.)
- s. 40(4)-(4B) substituted for s. 40(4) by [2012 c. 7 Sch. 14 para. 5](#)
- s. 42(1A) inserted by [2012 c. 7 Sch. 14 para. 6](#)
- s. 65F(2A)-(2F) inserted by [2012 c. 7 Sch. 14 para. 15\(4\)](#) (This amendment is itself amended before it comes into force by 2014 c. 23, ss. 85(15), 120(18)(b)(c), 127(1); S.I. 2014/1714, art. 3(2)(b)(c))
- s. 65H(10A) inserted by [2012 c. 7 Sch. 14 para. 17\(4\)](#)
- s. 65H(10A) omitted by [2022 c. 31 Sch. 8 para. 7\(7\)](#) (This amendment not applied to legislation.gov.uk. 2012 c. 7 Sch. 14 revoked at 1.7.2022 by 2022 c. 31, s. 186(6), Sch. 7 para. 13 before the insertion of s. 65H(10A) could come into effect.)
- s. 82A-83A and cross-heading substituted for s. 83 and cross-heading by [2022 c. 31 Sch. 3 para. 3](#)
- s. 84(4)-(4B) substituted for s. 84(4) by [2022 c. 31 Sch. 3 para. 4\(4\)](#)
- s. 92(5A) inserted by [2022 c. 31 Sch. 3 para. 9\(4\)](#)
- s. 94(3)(ca)(cb) substituted for s. 94(3)(ca) by [2022 c. 31 Sch. 3 para. 11\(3\)](#)
- s. 98A98B substituted for s. 98A by [2022 c. 31 Sch. 3 para. 14](#)
- s. 98BC-99B and cross-heading substituted for s. 99 and cross-heading by [2022 c. 31 Sch. 3 para. 15](#)
- s. 100(3A)(3B) inserted by [2022 c. 31 Sch. 3 para. 16\(4\)](#)
- s. 109(3)(ca)(cb) substituted for s. 109(3)(ca) by [2022 c. 31 Sch. 3 para. 23\(3\)](#)
- s. 112(1)(za) inserted by [2022 c. 31 Sch. 3 para. 24\(2\)\(b\)](#)
- s. 114A114B substituted for s. 114A by [2022 c. 31 Sch. 3 para. 26](#)
- s. 114C and cross-heading inserted by [2022 c. 31 Sch. 3 para. 27](#)
- s. 116A116B and cross-heading inserted by [2022 c. 31 Sch. 3 para. 30](#)
- s. 117(4)(4A) substituted for s. 117(4) by [2022 c. 31 Sch. 3 para. 31\(4\)](#)
- s. 125A125B substituted for s. 125A by [2022 c. 31 Sch. 3 para. 39](#)
- s. 223C(1)(c)(d) inserted by [2022 c. 31 s. 28](#)
- s. 223LA inserted by [2022 c. 31 s. 30\(3\)](#)
- Sch. 15 para. 4(1)(b) and word omitted by [2012 c. 7 Sch. 14 para. 39\(3\)](#)