

Changes to legislation: Localism Act 2011, Cross Heading: National Health Service Act 2006 (c. 41) 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

SCHEDULES

SCHEDULE 3

MINOR AND CONSEQUENTIAL AMENDMENTS RELATING TO LOCAL AUTHORITY GOVERNANCE IN ENGLAND

National Health Service Act 2006 (c. 41)

73 The National Health Service Act 2006 is amended as follows.

Commencement Information

II Sch. 3 para. 73 in force at 4.5.2012 by S.I. 2012/1008, art. 4(b)

74 In section 244 (functions of overview and scrutiny committees) after subsection (4) insert—

“(5) In this section, section 245 and section 246 references to an overview and scrutiny committee include references to—

- (a) an overview and scrutiny committee of a local authority operating executive arrangements under Part 1A of the Local Government Act 2000 (executive arrangements in England), and
- (b) an overview and scrutiny committee appointed by a local authority under section 9JA of that Act (appointment of overview and scrutiny committees by committee system local authorities).”

Commencement Information

I2 Sch. 3 para. 74 in force at 4.5.2012 by S.I. 2012/1008, art. 4(b)

75 (1) Section 245 (joint overview and scrutiny committees etc) is amended as follows.

^{F1}(2)

(3) In subsection (3)(b)—

- (a) in sub-paragraph (i) for “section 21(4) and (6) to (17)” substitute “ sections 9F(5), 9FA, 9FC to 9FG and 9FI ”, and
- (b) omit sub-paragraphs (ia) and (ib).

(4) In subsection (7) for “Section 21(4)” substitute “ Section 9F(5) ”.

(5) In subsection (8) for “Section 21(10)” substitute “ Section 9FA(5) ”.

Textual Amendments

F1 Sch. 3 para. 75(2) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), ss. 191(15), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)

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Commencement Information

I3 Sch. 3 para. 75 in force at 4.5.2012 by [S.I. 2012/1008](#), **art. 4(b)**

^{F2}76

Textual Amendments

F2 Sch. 3 para. 76 omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 191(15)**, 306(4); [S.I. 2013/160](#), **art. 2(2)** (with arts. 7-9)

77 (1) Section 247 (application to the City of London) is amended as follows.

^{F3}(2)

(3) In subsection (3)—

- (a) for “Section 21” substitute “ Section 9F ”,
- (b) in paragraph (a) for “(3), (5) and (9)” substitute “ (4) ”, and
- (c) omit paragraphs (b) to (d).

(4) After subsection (3) insert—

“(3A) Section 9FA of the Local Government Act 2000 applies as if such a committee were an overview and scrutiny committee and as if the Common Council were a local authority, but with the omission—

- (a) of subsection (3),
- (b) in subsection (6), of paragraph (b), and
- (c) in subsection (8)(a), of the reference to members of the executive.”

(5) In subsection (4)—

- ^{F4}(a)
- (b) for “section 21(2)” substitute “ section 9F(2) ”.

Textual Amendments

F3 Sch. 3 para. 77(2) omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 191(15)**, 306(4); [S.I. 2013/160](#), **art. 2(2)** (with arts. 7-9)

F4 Sch. 3 para. 77(5)(a) omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 191(15)**, 306(4); [S.I. 2013/160](#), **art. 2(2)** (with arts. 7-9)

Commencement Information

I4 Sch. 3 para. 77 in force at 4.5.2012 by [S.I. 2012/1008](#), **art. 4(b)**

^{F5}78

Textual Amendments

F5 Sch. 3 para. 78 omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 191(15)**, 306(4); [S.I. 2013/160](#), **art. 2(2)** (with arts. 7-9)

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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. 158(8)-(9B) substituted for s. 158(8)(9) by [2016 c. 22 s. 121\(2\)\(e\)](#)
- s. 202(3A) inserted by [2023 c. 55 s. 176\(2\)](#)