



# Health and Social Care Act 2012

## 2012 CHAPTER 7

### PART 5

#### PUBLIC INVOLVEMENT AND LOCAL GOVERNMENT

### CHAPTER 1

#### PUBLIC INVOLVEMENT

#### *Local Healthwatch organisations*

#### **187 Annual reports**

- (1) Section 227 of the Local Government and Public Involvement in Health Act 2007 (annual reports) is amended as follows.
- (2) In subsection (2), omit “by a local authority with another person (“H”)”.
- (3) In that subsection, in paragraph (a)—
  - (a) in sub-paragraph (i)—
    - (i) omit “, for each local involvement network,”,
    - (ii) for “the network”, in the first place it appears, substitute “the Local Healthwatch organisation”,
    - (iii) for “the network”, in the second place it appears, substitute “the organisation”,
    - (iv) after “carried on” insert “under the arrangements or arrangements made”,
  - (b) omit sub-paragraph (ii), and
  - (c) omit sub-paragraph (iii) and the preceding “and”.
- (4) In subsection (3)—
  - (a) after paragraph (a) insert “and”,

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*Changes to legislation: Health and Social Care Act 2012, Section 187 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*

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- (b) in paragraph (b)—
    - (i) omit the words from “, if it is” to “(2)(a(ii)),”, and
    - (ii) in sub-paragraph (i), for “H in respect of the network” substitute “the Local Healthwatch organisation in its capacity as such, and the amounts spent by its Local Healthwatch contractors in their capacity as such,”, and
  - (c) omit paragraph (c) and the preceding “and”.
- (5) In subsection (4)—
- (a) after paragraph (a) insert—
    - “(aa) the National Health Service Commissioning Board;
    - (ab) each clinical commissioning group, whose area or any part of whose area falls within the area of the local authority;”;
  - (b) after paragraph (ca) insert—
    - “(cb) the Healthwatch England committee of the Care Quality Commission;”, and
  - (c) omit paragraph (d) (but not the following “and”).
- (6) In subsection (5)—
- (a) in paragraph (a)—
    - (i) omit the words from the beginning to “(2)(a(ii)),”,
    - (ii) for “the network” substitute “the Local Healthwatch organisation”, and
    - (iii) after “carried on” insert “under the arrangements made under section 221(1) or arrangements made”, and
  - (b) omit paragraph (b) and the “and” preceding it.
- (7) Omit subsections (6) to (8).
- (8) In subsection (9), after the definition of “financial year” insert—
- ““Local Healthwatch contractor” has the meaning given by section 223;”.
- (9) For the title to section 227 substitute “Local Healthwatch organisations: annual reports”.

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**Commencement Information**

**II** S. 187 in force at 1.4.2013 by S.I. 2013/160, art. 2(2) (with arts. 7-9)

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing SI 2012/1831 art. 10 by [S.I. 2012/2657 art. 15](#)

**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):

- Pt. 9 Ch. 1B inserted by [2022 c. 31 s. 96](#)
- s. 102(4)(ba) inserted by S.I. 2019/93, Sch. 1 para. 13(3) (as substituted) by [S.I. 2019/1245 reg. 28](#) (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 105(3A)(3B) inserted by [2013 c. 24 Sch. 14 para. 21](#)
- s. 106(3A)(3B) inserted by [2013 c. 24 Sch. 14 para. 22](#)
- s. 250(2)-(2B) substituted for s. 250(2) by [2022 c. 31 s. 95\(2\)\(a\)](#)
- s. 250(6)-(6D) substituted for s. 250(6) by [2022 c. 31 s. 95\(2\)\(d\)](#)
- s. 251251ZA substituted for s. 251 by [2022 c. 31 s. 95\(3\)](#)
- s. 251C(6A) inserted by [2022 c. 31 s. 95\(4\)\(a\)](#)
- s. 259(1)(aa)(b) substituted for s. 259(1)(b) by [2022 c. 31 s. 98\(b\)](#)
- s. 259(1)(aa) words substituted by [S.I. 2023/98 Sch. para. 17\(11\)\(a\)\(iii\)](#) (This amendment comes in force at the same time as 2022 c. 31, s. 98 comes into force)
- s. 259(10A)(10B) inserted by [2022 c. 31 s. 98\(h\)](#)
- s. 304(5)(ja) inserted by [2022 c. 31 s. 95\(5\)](#)