

2001 No. 1985 (C. 65)

**NATIONAL HEALTH SERVICE
HEALTH CARE AND ASSOCIATED PROFESSIONS**

The Health Act 1999 (Commencement No. 11) Order 2001

Made - - - - -

7th May 2001

The Secretary of State for Health, in exercise of the powers conferred on him by section 67(1) and (2) of the Health Act 1999^(a), and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation, interpretation and extent

1.—(1) This Order may be cited as the Health Act 1999 (Commencement No. 11) Order 2001.

- (2) In this Order, “the Act” means the Health Act 1999.
- (3) Article 2(3)(a) does not extend to Northern Ireland.

Appointed day

2.—(1) 11th May 2001 is the day appointed for the coming into force of the provisions mentioned in the following paragraphs.

- (2) Section 60(3) of the Act in so far as it relates to—
 - (a) section 10(5) of, and paragraph 7(4) of Schedule 1 to, the Nurses, Midwives and Health Visitors Act 1997^(b);
 - (b) the following provisions in the Professions Supplementary to Medicine Act 1960^(c)—
 - (i) paragraph 1(1) of the Second Schedule to the extent that it provides that, subject to sub-paragraph (2)(b), a person shall not be eligible for membership of the investigating committee or disciplinary committee set up by a board unless he is a member of that board; and
 - (ii) paragraph 16(2) of the First Schedule to the extent that it provides that not more than one third of the members of a committee appointed by the Council or a board under paragraph 16(1) may be persons who are not members of the body appointing the committee.

- (3) In Schedule 2 to the Act (the Commission for Health Improvement)—
 - (a) paragraphs 15 and 16; and
 - (b) paragraphs 17 to 19,

in so far as they are not already in force.

(4) In Schedule 4 to the Act (amendment of enactments), paragraphs 73 and 86, in so far as they are not already in force.

^(a) 1999 c. 8.
^(b) 1997 c. 24.
^(c) 1960 c. 66.

(5) In Schedule 5 to the Act (repeals), the repeals relating to the provisions specified in paragraph (2) of this article, to the extent specified in that paragraph.

7th May 2001

Alan Milburn
One of Her Majesty's Principal Secretaries of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 11th May 2001 further provisions of the Health Act 1999. In particular it brings into force section 60(3) of the Health Act 1999 in so far as it relates to certain provisions and various repeals in Schedule 5 to the Act consequential upon those provisions. The Order also brings into force certain amendments as they extend to Scotland and Northern Ireland, but which are consequential on provisions of the Act applying to England and Wales brought into force by earlier orders.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Health Act 1999 have been, or are to be, brought into force by commencement order made before the date of this Order. In addition to the provisions listed below, various provisions of Part II of, and Schedules 4 and 5 to, the Act that extend only to Scotland have been brought into force on 1st October 1999 by the Health Act 1999 (Commencement No. 4) (Scotland) Order 1999, S.S.I. 1999/90 (C. 66), on 14th October 1999 by the Health Act 1999 (Commencement No. 6) (Scotland) Order 1999, S.S.I. 1999 No. 115 (C. 73) and on 1st March 2000 by the Health Act 1999 (Commencement No. 7) (Scotland) Order 2000, S.I. 2000 No. 38 (C. 2).

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
s. 1 as to England as to Wales	1st October 1999 1st April 2000	1999/2540 2000/1026
s. 2 as to England (partially) (remainder)	8th September 1999 4th January 2000	1999/2342 1999/2342
s. 3 as to England	1st April 2000	1999/2342
s. 4 as to England (partially) (remainder)	1st September 1999 1st April 2000	1999/2342 1999/2342
s. 5 as to England (partially)	4th January 2000	1999/2342
s. 6(1) as to England	4th January 2000	1999/2342
s. 7 as to England	4th January 2000	1999/2342
s. 8 as to England	1st September 1999	1999/2342
s. 9 as to England as to Wales	1st April 2000 1st April 2000	1999/2793 2000/1041
s. 11 as to England as to Wales	1st September 1999 1st April 2000	1999/2342 2000/1026
s. 12 as to England (partially) (remainder) as to Wales (partially)	1st September 1999 4th January 2000 1st December 1999	1999/2342 1999/2342 1999/3184
ss. 13 and 14 as to England as to Wales	1st October 1999 1st November 1999	1999/2540 1999/3184
ss. 15 to 17 as to England as to Wales	1st September 1999 1st November 1999	1999/2342 1999/3184
s. 18 as to England (partially) (remainder) as to Wales (partially)	1st November 1999 4th January 2000 1st November 1999	1999/2793 1999/2793 1999/3184
s. 19	1st November 1999	1999/2793
s. 20 as to England and Wales (partially) as to England (remainder)	1st November 1999 4th January 2000	1999/2793 1999/2793
s. 21 as to England as to Wales	4th January 2000 1st April 2000	1999/2793 2000/1041
ss. 23 to 25	1st November 1999	1999/2793

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
ss. 26 to 27 as to England as to Wales (partially)	1st April 2000 1st December 2000	1999/2793 2000/2991
s. 28 as to England as to Wales (partially)	1st April 2000 1st November 1999	1999/2793 1999/3184
s. 29 as to England (partially) (remainder) as to Wales (partially)	1st November 1999 1st April 2000 1st December 2000	1999/2793 1999/2793 2000/2991
ss. 30 to 32 as to England	1st April 2000	1999/2793
ss. 30 and 31 as to Wales (partially)	1st December 2000	2000/2991
s. 32 as to Wales	1st January 2001	2000/2991
s. 33(1) to (6) (partially)	1st September 1999	1999/2177
s. 34 (partially) (remainder)	3rd August 1999 1st November 1999	1999/2177 1999/2177
s. 36 (partially)	3rd August 1999	1999/2177
s. 37 (partially)	3rd August 1999	1999/2177
s. 37(1) to (9) (remainder)	1st November 1999	1999/2177
s. 38 (partially) (partially) (partially)	3rd August 1999 1st September 1999 1st November 1999	1999/2177 1999/2177 1999/2177
s. 39 as to England as to Wales	1st November 1999 9th February 2001	1999/2793 2001/270
s. 41	1st April 2000	1999/2793
ss. 42 to 44	1st October 1999	1999/2540
s. 60 (partially)	15th March 2000	2000/779
s. 62	3rd August 1999	1999/2177
s. 63	3rd August 1999	1999/2177
s. 64	3rd August 1999	1999/2177
Schedule 1 as to England (partially) as to England (partially) as to England (remainder)	8th September 1999 4th January 2000 1st April 2000	1999/2342 1999/2342 1999/2342
Schedule 2	1st November 1999	1999/2793
Schedule 4 (and s. 65(1) in so far as it relates to the paragraphs specified below)— paragraphs 4 (partially), 6, 9 (partially), 12(1) (partially), 12(3)(b), 24, 26, 30(1) (partially), 30(2), 31(1) (partially), 31(3), 32, 34(b), 37(1) and (4) (partially), 37(5) and (6), 38(1) and (3) (partially), 39, 74 (partially), 75, 76(b), 83(1) (partially), 83(4), 84, 88(1) (partially) and 88(5) as to England	1st September 1999	1999/2342

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
paragraphs 8 (partially), 15, 27(a) (partially), 71 (partially), 83(1) partially, 83(6), 85(1) (partially), 85(3) and (4), 88(1) (partially), 88(6) and 90 as to England	1st October 1999	1999/2540
paragraphs 4 (partially), 14(1), (3) and (4) (partially), 14(2) and paragraph 36 as to England	1st November 1999	1999/2793
paragraphs 74 (partially), 76(a)(ii), 81(1) (partially) and 81(2)(b) as to England and Wales	1st November 1999	1999/2793
paragraphs 4 (partially), 37(1) (partially), 37(5) and (6), 79(1) (partially) and 79(2)(a) and (c) as to Wales	1st November 1999	1999/3184
paragraphs 4 (partially), 5, 6, 9 (partially), 12(1) (partially), 12(3)(b), 15, 26, 30(1) (partially), 30(2), 31(1) (partially), 31(3), 32, 34(b), 37(1) and (4) (partially), 38(1) and (3) (partially), 39, 74 (partially), 75, 76(b), 83(1) (partially), 83(4), 88(1) (partially) and 88(5) as to Wales	1st December 1999	1999/3184
paragraphs 1, 3, 4 (partially), 5, 7, 9 (remainder), 10, 11, 12 (remainder), 13, 23, 25, 27(a) (remainder), 28, 29, 30 (remainder), 34 (remainder), 37 (remainder), 38(1) (partially), 38(2)(a) and (c), 38(3) (remainder), 40, 71 (remainder), 74 (partially), 77 to 79, 81 (except (2)(b)), 83(1) to (5) and (7) (remainder), 87, 88(1) to (5) (remainder) and 89 as to England	4th January 2000	1999/2342
paragraphs 74 (partially), 76(a)(i), 85(1) (partially) and 85(2)(a) as to England and Wales	4th January 2000	1999/2342
paragraphs 4 (partially) and 16 as to England	4th January 2000	1999/2540
paragraphs 4 (partially), 31 (remainder), 33 and 35 as to England	1st April 2000	1999/2342

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
paragraphs 4 (partially), 14 (remainder) and 72 as to England	1st April 2000	1999/2793
paragraphs 73, 74 (partially), 82 and 86 as to England and Wales	1st April 2000	1999/2342
paragraphs 4 (partially), 27(b), 38(1) (partially), 38(2)(b) and (d) and 65 to 69 as to England and Wales	1st April 2000	1999/2793
paragraphs 4 (partially), 8 (partially), 24, 27(a) (partially), 71(a) and (b), 74 (partially), 83(6), 84, 85(4) and 90 as to Wales	1st April 2000	2000/1026
paragraphs 4 (partially) and 14 (partially) as to Wales	1st December 2000	2000/2991
paragraphs 4 (partially), 14 (partially) and 72 as to Wales	1st January 2001	2000/2991
Schedule 5 (and s. 65(2))— as to England (partially)	1st October 1999	1999/2540
as to England (partially)	1st November 1999	1999/2793
as to England and Wales (partially)	1st November 1999	1999/2793
as to England and Wales (partially)	1st April 2000	1999/2793
as to the United Kingdom (partially)	1st November 1999	1999/2793
as to England and Wales (partially)	1st April 2000	2000/1041
as to England and Wales (partially)	9th February 2001	2001/270

2001 No. 1985 (C. 65)

**NATIONAL HEALTH SERVICE
HEALTH CARE AND ASSOCIATED PROFESSIONS**

The Health Act 1999 (Commencement No. 11) Order 2001

£2.00

© Crown copyright 2001

Printed and published in the UK by The Stationery Office Limited
under the authority and superintendence of Carol Tullo, Controller of
Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.
E1100 5/2001 625870 19585

ISBN 0-11-029504-8



9 780110 295046