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STATUTORY INSTRUMENTS

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**2004 No. 759**

**The Health and Social Care (Community Health and Standards) Act 2003 Commencement (No.3) Order 2004**

**Appointed days for provisions relating to the Commission for Healthcare Audit and Inspection**

**3.—(1)** Subject to paragraph (3), 1st April 2004 is the appointed day for the coming into force of sections 48, 49, 50(1) and (5), 51(1) to (3), (5) and (6), 52(1) to (4), (6) and (7), 53 to 57, 60, 61, 64 to 68, 103, 106, 124, 126, 128, 130, 132, 134, 136 to 138, and 140 insofar as they are not already in force<sup>(1)</sup>.

(2) 1st April 2005 is the appointed day for the coming into force of sections 50(2) and (3), 51(4) and 52(5) of the 2003 Act.

(3) 1st April 2006 is the appointed day for the coming into force of—

- (a) section 50(1) of the 2003 Act for the purpose of the conduct of a review and the award of a performance rating in relation to—
  - (i) an excepted NHS trust;
  - (ii) a Special Health Authority performing functions only or mainly in respect of England; or
  - (iii) a cross-border SHA<sup>(2)</sup>; and
- (b) section 50(4) of the 2003 Act.

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(1) By virtue of section 199(4) of the 2003 Act, the power to make regulations under sections 50(6), 51(7), 52(8), (9) and (10), 53(9) and 57(5) came into force on Royal Assent.

(2) See section 148 of the 2003 Act for the definition of “cross-border SHA”.