

**2006 No. 2817 (C. 96)**

**FOOD**

**NATIONAL HEALTH SERVICE, ENGLAND AND WALES**

**The Health and Social Care (Community Health and Standards) Act  
2003 (Commencement) (No. 10) Order 2006**

*Made* - - - - *23rd October 2006*

The Secretary of State for Health makes the following order in exercise of the powers conferred by section 199(1) of the Health and Social Care (Community Health and Standards) Act 2003<sup>(a)</sup>:

**Citation and interpretation**

1. This Order may be cited as the Health and Social Care (Community Health and Standards) Act 2003 (Commencement) (No. 10) Order 2006.

**Appointed day**

2. 27<sup>th</sup> October 2006 shall be the day appointed for the coming into force of the following provisions of the Health and Social Care (Community Health and Standards) Act 2003—

- (a) section 185 of the Act in so far as not in force; and
- (b) in Schedule 14 of the Act (repeals and revocations), the repeal in Part 4 (dental and medical services) relating to section 2(1)(f) of the Health Service Commissioners Act 1993<sup>(b)</sup> (Dental Practice Board subject to investigation) and section 196 (repeals and revocations) in so far as it relates to that repeal.

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<sup>(a)</sup> 2003 c. 43. Section 199(2) defines the “appropriate authority”.  
<sup>(b)</sup> 1993 c. 46.

Signed by authority of the Secretary of State for Health

23rd October 2006

*Caroline Flint*  
Minister of State  
Department of Health

### **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order is the tenth commencement order under the Health and Social Care (Community Health and Standards) Act 2003(a) (“the Act”).

Article 2(a) brings into force on 27<sup>th</sup> October 2006 section 185 of the Act (replacement of the Welfare Food Schemes: Great Britain) for the purposes of providing powers for the National Assembly for Wales to make regulations prescribing descriptions of food and giving directions under section 13(6) of the Social Security Act 1988(b). Article 2(b) brings into force on that day the repeal of section 2(1)(f) of the Health Service Commissioners Act 1993(c) (the bodies subject to investigation) relating to the Dental Practice Board.

### **NOTE AS TO EARLIER COMMENCEMENT ORDERS**

*(This note is not part of the Order)*

The provisions of the Health and Social Care (Community Health and Standards) Act 2003 listed in the table below have been brought into force by a commencement order made before the date of this Order. Except where indicated, the provision has been commenced in relation to England and Wales.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No</i>
Section 1	1.4.2004	2004/759
Sections 2 to 4	1.1.2004	2003/3346
Sections 5 to 20	1.4.2004	2004/759
Sections 22 to 35	1.4.2004	2004/759
Section 36	1.1.2004	2003/3346
Sections 37 to 39	1.4.2004	2004/759
Section 40	1.1.2004	2003/3346
Section 41	8.1.2004	2003/3346
Section 42	1.1.2004	2003/3346
Section 43	11.3.2004	2004/759
Sections 44 to 46	1.4.2004	2004/759
Sections 48 and 49	1.4.2004	2004/759

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(a) 2003 c. 43.  
(b) 1988 c. 7.  
(c) 1993 c. 46.

Section 50(1)	1.4.2006 (partially) 1.4.2007 (partially) 1.4.2008 (remainder)	2004/759(a) as amended by 2006/836
Section 50(2) and (3)	1.4.2005	2004/759
Section 50(4)	1.4.2006	2004/759(b) as amended by 2006/836
Section 50(5)	1.4.2004	2004/759
Section 51(1) to (3), (5) and (6)	1.4.2004	2004/759
Section 51(4)	1.4.2005	2004/759
Section 52(1) to (4), (6) and (7)	1.4.2004	2004/759
Section 52(5)	1.4.2005	2004/759
Section 53	1.4.2004 (remainder)	2004/759
Sections 54 to 56	1.4.2004	2004/759
Section 57	1.4.2004 (remainder)	2004/759
Sections 60 and 61	1.4.2004	2004/759
Sections 64 to 68	1.4.2004	2004/759
Sections 76 to 84	1.4.2004	2004/759
Section 85 as to England	1.4.2005	2005/457
Section 86 as to England	30.10.2005	2005/2925(c)
Sections 87 to 91	1.4.2004	2004/759
Sections 102 to 104	1.4.2004	2004/759
Section 105(1) and (2)	30.10.2005 (partially)	2005/ 2925
Section 105(1) and (6) as to England	27.6.2006 (remainder)	2006/1680
Section 105(1) and (6) England and Wales	1.8.2006 (partially)	2006/1680
Section 105(3) to (7)	30.10.2005	2005/2925(d)
Section 105(3) to (5) and (7) England and Wales	1.8.2006	2006/1680
Section 105(6) as to England	27.6.2006 (partially)	2006/1680
Section 106	1.4.2004	2004/759
Section 108	1.4.2004	2004/759
Sections 110 and 111	1.4.2004	2004/759
Section 112	11.3.2004	2004/759
Section 113(1), (3) and (4) as to England	1.9.2006	2006/1680
Section 114(1), (2), (5) and (6) as to England	1.9.2006	2006/1680
Section 115 as to England	1.9.2006	2006/1680
Section 117 as to England	17.1.2005 (partially) 30.12.05 (remainder)	2005/38 2005/2925
Sections 118 and 119	1.6.2004	2004/759
Sections 120 and 121	1.4.2004	2004/759
Sections 123 to 141	1.4.2004	2004/759
Section 146	1.4.2004	2004/759
Section 147 as to England	1.1.2004 (partially)	2003/3346

(a) S.I.2004/759 is amended by S.I. 2006/836.

(b) S.I.2004/759 is amended by S.I. 2006/836.

(c) S.I.2005/2925 is amended by S.I. 2006/836.

(d) Article 2(2) of the Health and Social Care (Community Health and Standards) Act 2003 Commencement (No. 8) Order 2005, S.I. 2005/2925 (C. 125) (appointed day for provisions relating to fees) was revoked by Article 3 of the Health and Social Care (Community Health and Standards) Act 2003 Commencement (No 3 and No 8) (Amendment) Order 2006, S.I. 2006/836 (C. 22) (amendment of the No. 8 Order) on 20 March 2006.

Section 147	8.1.2004 (partially)	2003/3346
Section 147	11.3.2004 (partially), 1.4.2004 (partially) and 1.6.2004 (partially)	2004/759
Section 148	1.1.2004	2003/3346
Section 174 as to England	1.3.2004 (partially) and 1.4.2004 (remainder)	2004/288(a)
Section 170 as to England	1.1.2006 (partially) and 1.4.2006 (remainder)	2005/2925
Section 171(1) as to England	1.1.2006 (partially) and 1.4.2006 (remainder)	2005/2925
Section 171(2) as to England	1.4.2006	2005/2925
Section 172(1) as to England	1.12.2005 (partially) and 1.1.2006 (remainder)	2005/2925
Section 172(2) as to England	1.4.2006	2005/2925
Section 173 as to England	1.12.2005	2005/2925
Section 175(1) as to England	3.2.2004 (partially)	2004/288
Section 175(1)	1.3.2004	2004/288
Section 175 as to England	1.4.2004 (remainder)	2004/288
Section 176 as to England	3.2.2004	2004/288
Section 177(1) and (2) as to England	3.2.2004 (partially) and 1.3.2004 (partially) and 1.12.2005 (remainder)	2004/288 2005/2925
Section 177(3) to (11) as to England	1.3.2004 (partially) and 1.12.2005 (remainder)	2004/288 2005/2925
Section 177(12) as to England	1.4.2004 (partially) and 1.4.2006 (remainder)	2004/288 2005/2925
Section 178 as to England	1.4.2004 (partially) and 1.4.2006 (remainder)	2004/288 2005/2925
Section 179(1) as to England	3.2.2004 (partially) and 1.12.2005 (remainder)	2004/288 2005/2925
Section 179(2) as to England	3.2.2004	2004/288
Section 180 as to England	1.3.2004 (partially) and 1.1.2006 (remainder)	2004/288 2005/2925
Section 181	1.4.2006	2005/2925
Section 182(1) as to England	1.12.2005	2005/2925
Section 183 as to England	1.11.2005 (partially) and 1.4.2006 (remainder)	2005/2925
Section 184 as to England	3.2.2004 (partially), 1.3.2004 (partially) and 1.4.2004 (partially) and 17.1.2005 (partially) and 1.12.2005 (partially) and 1.4.2006 (partially)	2004/288 2005/38 2005/2925 2005/2925
Section 185	12.8.05 (partially) and 7.10.05 (partially)	2005/2278
Sections 187 and 188	19.10.2004	2004/2626
Section 189(1)	1.4.2004	2004/759
Section 190	1.4.2005	2005/457
Section 196 as to England	1.3.2004 (partially) and 1.4.2004 (partially)	2004/288
Section 196	1.4.2004 (partially)	2004/759
Section 196	17.1.2005 (partially)	2005/38
Section 196	1.4.2005 (partially)	2005/457
Section 196	7.10.2005 (partially)	2005/2278
Schedule 1	1.4.2004	2004/759

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(a) S.I.2004/288 is amended by S.I.2004/866.

Schedule 2	1.1.2004	2003/3346
Schedules 3 to 5	1.4.2004	2004/759
Schedule 6	8.1.2004	2003/3346
Schedule 7	1.1.2004	2003/3346
Schedule 8	11.3.2004	2004/759
Schedule 9		
Paragraph 1	1.1.2004 (partially) and 8.1.2004 (partially)	2003/3346
Paragraph 2	1.4.2004	2004/759
Paragraphs 3 and 5 to 8	1.1.2004 (partially) and 8.1.2004 (partially)	2003/3346
Paragraph 9	1.6.2004	2004/759
Paragraph 10	1.4.2004	2004/759
Paragraph 11	1.6.2004	2004/759
Paragraph 12	1.4.2004	2004/759
Paragraph 14	1.4.2004	2004/759
Paragraph 16	11.3.2004 (partially) and 1.4.2004 (remainder)	2004/759
Paragraphs 17 to 22	1.4.2004	2004/759
Paragraph 23(a)	1.4.2004	2004/759
Paragraph 23(b)	11.3.2004 (partially)	2004/759
Paragraphs 24 to 26	1.4.2004	2004/759
Paragraph 27	11.3.2004 (partially) and 1.4.2004 (remainder)	2004/759
Paragraphs 28 to 30	1.4.2004	2004/759
Paragraph 31	1.1.2004 (partially) and 8.1.2004 (partially)	2003/3346
Paragraph 32	1.4.2004	2004/759
Schedule 11		
Paragraph 1	1.4.2004	2004/288
Paragraph 2	1.4.2004 (partially) 1.4.2006 (remainder)	2004/288 2005/2925
Paragraph 3(1), (2)(a) and (3) to (5)	1.4.2004 (partially)	2004/288
Paragraph 3	1.4.2006 (remainder)	2005/2925
Paragraphs 4 to 6	1.4.2004	2004/288
Paragraph 7	3.2.2004 (partially), 1.3.2004 (partially) and 1.4.2004 (partially)	2004/288
	1.12.2005 (partially) and 1.4.2006 (partially)	2005/2925
Paragraph 8	1.3.2004	2004/288
Paragraph 9	1.4.2004	2004/288
Paragraphs 12 and 13	1.4.2004	2004/288
Paragraphs 14 and 15	1.3.2004 (partially) 1.12.2005 (remainder)	2004/288 2005/2925
Paragraphs 16 and 17	1.3.2004 (partially)	2004/288
Paragraph 20	1.4.2004 (partially)	2004/288
Paragraph 21(1) and (3)	1.4.2004 (partially)	2004/288
Paragraph 22	1.4.2004 (partially)	2004/288
Paragraph 23	3.2.2004 (partially) and 1.4.2004 (partially) 1.12.2005 (partially)	2004/288 2005/2925
Paragraphs 17 to 23	1.4.2006 (remainder)	2005/2925
Paragraph 24(a)	1.4.2004	2004/288
Paragraph 24(b)	1.4.2006	2005/2925
Paragraph 25	1.4.2004	2004/288
Paragraph 26	11.3.2004 (partially)	2004/759
Paragraph 26	1.4.2004 (remainder)	2004/288

Paragraph 27	1.4.2004	2004/288
Paragraphs 28 to 35	1.4.2006	2005/2925
Paragraph 36(a)	1.4.2004	2004/288
Paragraph 36(b)	1.4.2006	2005/2925
Paragraph 37	1.4.2004	2004/288
Paragraph 38	3.2.2004	2004/288
Paragraph 39	1.12.05	2005/2925
Paragraph 41	1.4.2006	2005/2925
Paragraphs 42 to 44	1.4.2004	2004/288
Paragraph 46(1), (2)(b) and (3)(b) and (c)	1.4.2006	2005/2925
Paragraphs 47 to 49	1.4.2004	2004/288
Paragraph 50	1.4.2006	2005/2925
Paragraphs 51 and 52	1.4.2004	2004/288
Paragraph 53	1.4.2004 (partially)	2004/288
Paragraphs 53 and 54	1.4.2006	2005/2925
Paragraphs 55 to 59	1.4.2004	2004/288
Paragraph 60	1.4.2004 (partially)	2004/288
	1.4.2006 (remainder)	2005/2925
Paragraph 61	1.4.2006	2005/2925
Paragraphs 62 and 63	1.4.2004	2004/288
Paragraph 64	1.4.2006	2005/2925
Paragraphs 65 and 67(a)	1.4.2004	2004/288
Paragraph 66	1.4.2006	2005/2925
Paragraph 67(b)	1.4.2006	2005/2925
Paragraph 68	17.1.2005	2005/38
Paragraph 69	1.4.2004 (partially)	2005/2925
	1.4.2006 (remainder)	
Paragraphs 70, 71, 73 and 74	1.4.2004	2004/288
Paragraph 72	1.4.2006	2005/2925
Schedule 12	19.10.2004	2004/2626
Schedule 14 as to England	1.3.2004 (partially) and 1.4.2004 (partially)	2004/288
	17.1.2005 (partially)	2005/38
	1.12.2005 (partially) and 1.4.2006 (partially)	2005/2925
	1.9.2006 (partially)	2006/1680
Schedule 14	1.4.2004 (partially)	2004/759
	1.4.2005 (partially)	2005/457
	1.12.2005 (partially)	2005/2925
	1.4.2006 (partially)	2005/2925



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The Health and Social Care (Community Health and Standards) Act  
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**£3.00**

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E1323 10/2006 161323T 19585