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STATUTORY INSTRUMENTS

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**2008 No. 528**

**The Local Involvement Networks Regulations 2008**

**PART 1**

**Introductory Provisions**

**Citation, commencement and interpretation**

- 1.—(1) These Regulations may be cited as the Local Involvement Networks Regulations 2008.
- (2) These Regulations shall come into force on 1st April 2008.
- (3) In these Regulations—
- “the Act” means the Local Government and Public Involvement in Health Act 2007;
- “authorised individual” has the meaning given in regulation 13;
- “authorised representative” means an authorised representative within the meaning of section 225(5) of the Act;
- “care services” has the meaning given in section 221(6) of the Act;
- “excluded activities” means any activities provided in pursuance of—
- (a) the social services functions of a local authority so far as relating to persons aged under 18;
- (b) the functions, in so far as not covered by paragraph (a), conferred on or exercised by a local authority under the Children Act 1989<sup>(1)</sup>, the Adoption (Intercountry Aspects) Act 1999<sup>(2)</sup> or the Adoption and Children Act 2002<sup>(3)</sup>; and
- (c) the functions, in so far as not covered by paragraph (a), continuing to be exercisable by a local authority under the Adoption Act 1976<sup>(4)</sup>;
- “excluded premises” means—
- (a) parts of a care home which are not communal areas;
- (b) premises or parts of premises used as residential accommodation for employees of services-providers;
- (c) premises which are occupied by one or more persons as their home and which at least one of those persons occupies under a tenancy or a licence;
- “local involvement network” means a person who, in pursuance of arrangements made under section 221(1) of the Act, is to carry on section 221 activities;
- “overview and scrutiny committee” has the meaning given in section 226(8) of the Act;

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(1) 1989 c.41.  
(2) 1999 c.18.  
(3) 2002 c.38.  
(4) 1976 c.36.

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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“the relevant local authority” means the local authority who made the arrangements under section 221(1) of the Act pursuant to which a local involvement network is to carry on section 221 activities;

“relevant person” means a person carrying-on section 221 activities in pursuance of temporary arrangements;

“relevant time” has the meaning given in regulation 7;

“section 221 activities” means the activities specified in section 221(2) of the Act;

“services-provider” means, subject to paragraph (4)—

- (a) a National Health Service trust;
- (b) an NHS foundation trust;
- (c) a Primary Care Trust; and
- (d) a local authority;

“social services functions”, in relation to a local authority, has the same meaning as in the Local Authority Social Services Act 1970<sup>(5)</sup>;

“working day” means any day except for a Saturday, a Sunday, Christmas Day, Good Friday or a day which is a bank holiday (in England) under the Banking and Financial Dealings Act 1971<sup>(6)</sup>.

(4) In the definition of “excluded premises” in paragraph (3) and in regulations 2(2)(d) and (f), 3(2)(c), 8(6)(d) and (f), 9(2)(c), 12 and 14 “services-provider” also includes a person prescribed by regulations made by the Secretary of State under section 225(7)(e) of the Act.

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<sup>(5)</sup> 1970 c.42. Section 1A (meaning of “social services functions”) was inserted by section 102(3) of the Local Government Act 1970 (c.22).

<sup>(6)</sup> 1971 c. 80.