

This Statutory Instrument has been made in consequence of a defect in S.I. 2009/3023(C.130) and is being issued free of charge to all known recipients of that Statutory Instrument

STATUTORY INSTRUMENTS

2010 No. 47

NATIONAL HEALTH SERVICE, ENGLAND

**The Health and Social Care Act 2008 (Commencement
No.13, Transitory and Transitional Provisions and
Electronic Communications) Amendment Order 2010**

<i>Made</i>	- - - -	<i>11th January 2010</i>
<i>Laid before Parliament</i>		<i>15th January 2010</i>
<i>Coming into force</i>	- -	<i>8th February 2010</i>

The Secretary of State for Health makes the following Order in exercise of the powers conferred by sections 161(3) and (4) and 167 of the Health and Social Care Act 2008⁽¹⁾.

Citation and commencement

1. This Order may be cited as the Health and Social Care Act 2008 (Commencement No.13, Transitory and Transitional Provisions and Electronic Communications) Amendment Order 2010 and shall come into force on 8th February 2010.

Amendment of the Health and Social Care Act 2008 (Commencement No.13, Transitory and Transitional Provisions and Electronic Communications) Order 2009

2. In article 1(2) (interpretation) of the Health and Social Care Act 2008 (Commencement No.13, Transitory and Transitional Provisions and Electronic Communications) Order 2009⁽²⁾, in paragraph (b) of the definition of “determination”, after “(notice of decisions)” insert “or article 7”.

(1) 2008 c.14. See section 171(2) of that Act for the definition of “appropriate authority”.
(2) S.I. 2009/3023 (C. 130).

Status: This is the original version (as it was originally made).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

Signed by authority of the Secretary of State for Health

11th January 2010

Mike O'Brien
Minister of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Health and Social Care Act 2008 (Commencement No.13, Transitory and Transitional Provisions and Electronic Communications) Order 2009 ([S.I. 2009/3023 \(C.130\)](#)) (“the original Order”) to correct a defect in the definition of “determination” in article 1(2) of that Order. The amendment provides for the definition of “determination” to include a decision to give a notice under article 7 of the original Order.

As the defect in the definition of “determination” was an oversight in the original Order, this instrument is being issued free of charge to all known recipients of the original Order.

A full regulatory impact assessment has not been produced for this instrument or the original Order as no impact on the private or voluntary sectors is foreseen.