



National Health Service Act 1977

1977 CHAPTER 49

PART I

SERVICES AND ADMINISTRATION

[^{F1} Directions as to distribution and exercise of functions]

VALID FROM 01/09/1999

[^{F1}17A Health Authority's directions: distribution of functions.

- (1) A Health Authority may direct a Primary Care Trust whose area falls within their area to exercise any specified delegable functions.
- (2) A function is a delegable function for the purposes of this section if it is a function exercisable by the Health Authority which is not an excepted function.
- (3) In subsection (2) above "excepted function" means a function under—
 - (a) section 4 above;
 - (b) section 15 above (except in so far as it relates to general medical services);
 - (c) section 44 or 45(1C) to (4) below; or
 - (d) any of the other provisions of Part II of this Act—
 - (i) unless it is a function under section 51, 52 or 53; or
 - (ii) in relation to the remaining provisions of Part II, except in so far as the function relates to general medical services,or a function referred to in section 28EE(1)(a) to (d) below.
- (4) The Secretary of State may direct Health Authorities that specified delegable functions—
 - (a) are to be exercisable, or exercisable to (or only to) any specified extent, by Primary Care Trusts; or
 - (b) are not to be exercisable by Primary Care Trusts,

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and that the power under subsection (1) above is to be exercised accordingly.

(5) In this section "specified" means specified in directions.]

Textual Amendments

- F1** Ss. 16D, 17, 17A, 17B and preceding cross-heading substituted (1.9.1999 for specified purposes for E., 1.12.1999 for specified purposes for W., 4.1.2000 insofar as not already in force for E. and otherwise *prosp.*) for s. 17 by 1999 c. 8, s. 12(1); S.I. 1999/3184, art. 2(2), Sch. 2 (with art. 3); S.I. 1999/2342, art. 2(1)(3), Schs. 1, 2

Modifications etc. (not altering text)

- C1** S. 17A modified (4.1.2000 for E. and otherwise *prosp.*) by 1997 c. 46, s. 8A(1) (as inserted (4.1.2000 for E. and otherwise *prosp.*) by 1999 c. 8, s. 6(1); S.I. 1999/2342, art. 2(3), Sch. 2)
- C2** S. 17A(1) restricted (1.5.2000) by S.I. 2000/1168, art. 8
 S. 17A(1) restricted (18.2.2000) by S.I. 2000/307, art. 8
 S. 17A(1) restricted (14.8.2000) by S.I. 2000/2154, art. 8
 S. 17A(1) restricted (7.7.2000) by S.I. 2000/1718, art. 8

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