



Health Act 2006

CHAPTER 28

HEALTH ACT 2006

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SMOKING

CHAPTER 1

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1 Introduction

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6 No-smoking signs

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- 7 Offence of smoking in smoke-free place
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Fixed penalties

9 Fixed penalties

Status: Point in time view as at 19/01/2010.

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57 The Appointments Commission

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SCHEDULE 1 — Fixed penalties

Contents of penalty notice

- 1 A penalty notice must— (a) state the alleged offence, and...
2 (1) A penalty notice must also state—
3 A penalty notice must also— (a) inform the person to...
4 A penalty notice must be in a form specified in...

Amount of penalty and period for payment

- 5 The penalty is such amount as the Secretary of State...
6 The period for payment of the penalty is the period...

Discounted amount and period for payment

- 7 (1) A discounted amount is payable instead of the amount...
8 The discounted amount is such amount as the Secretary of...

Effect of notice and payment

- 9 (1) Proceedings for the offence in respect of which a...
10 If the penalty is paid in accordance with the penalty...
11 If the discounted amount is paid in accordance with the...
12 If proceedings have been brought pursuant to a request under...
13 In any proceedings, a certificate is evidence of the facts...

Trial

- 14 If the person to whom a penalty notice has been...

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15 Any request to be tried must be made—

Withdrawal of notices

16 (1) This paragraph applies if an enforcement authority considers that...

SCHEDULE 2 — Powers of entry, etc.

- 1 In this Schedule— “authorised officer” means authorised officer of an...
- 2 An authorised officer has the right to do any of...
- 3 An authorised officer may, if he considers it necessary for...
- 4 An authorised officer may make such purchases and secure the...
- 5 A person may not be required under paragraph 2 to...
- 6 (1) A justice of the peace may exercise the power...
- 7 An authorised officer entering any premises by virtue of paragraph...
- 8 If premises which an authorised officer is authorised to enter...
- 9 If by virtue of paragraph 2(d) an authorised officer takes...
- 10 If a direction of the appropriate national authority has effect...

SCHEDULE 3 — New Schedule 12B to 1977 Act

SCHEDULE 4 — The Appointments Commission: supplementary

Status

1 (1) The Commission is not to be regarded as the...

The Board of the Commission

2 The Commission is to consist of the following members—

Chairman and non-executive members

3 (1) The chairman and non-executive members are to be appointed...

Chief executive

4 (1) The chief executive is to be appointed by the...

The executive members

5 (1) The executive members are to be appointed by the...

The vice-chairman

6 (1) The members of the Commission may appoint one of...

Terms of appointment: chairman and non-executive members

7 (1) Regulations may make provision as to the terms on...

Terms of appointment: chief executive and executive members

8 (1) The Commission must determine— (a) the conditions of service...

Committees: general

9 (1) The Commission may appoint such committees and sub-committees as...

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The Health and Social Care Appointments Committee

10 (1) There is to be a committee of the Commission...

Proceedings

11 (1) The Commission may make such provision as it thinks...
12 On any occasion when both the chairman and the vice-chairman...
13 The validity of any proceedings of the Commission, or any...
14 The Public Bodies (Admission to Meetings) Act 1960 (c. 67)...

Staff

15 (1) The Commission may appoint such persons to be employees...
16 (1) Employees of the Commission are to be appointed on...
17 (1) The Commission may, to such extent as it determines,...

Financing of Commission

18 (1) The Secretary of State may make—
19 The National Assembly for Wales may make such payments to...
20 (1) The Secretary of State may make loans to the...
21 (1) The Commission may charge for providing—

Accounts

22 (1) The Commission must keep accounts in such form as...

Authentication of seal

23 (1) The application of the Commission's seal must be authenticated...

SCHEDULE 5 — The Appointments Commission: list of statutory bodies

LIST OF STATUTORY BODIES REFERRED TO IN SECTION 58(3)

The Care Quality Commission. The General...

SCHEDULE 6 — The Appointments Commission: list of regulatory bodies

LIST OF REGULATORY BODIES REFERRED TO IN SECTION 60(1)

The General Chiropractic Council. The General Dental Council. The
General...

SCHEDULE 7 — Transfer of staff and property etc. to Appointments Commission

Interpretation

1 In this Schedule— “the appointed day” means the day appointed...

Transfer of staff

2 (1) An employee's contract of employment has effect on and...

Transfer of property, rights and liabilities

3 (1) By virtue of this paragraph the property, rights and...

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General

- 4 Nothing in this Schedule affects the validity of anything done...

SCHEDULE 8 — Minor and consequential amendments

Pharmacy Act 1954 (c. 61)

- 1 The Pharmacy Act 1954 has effect subject to the following...
2 In section 15 (appointment of additional members to the council...
3 In Schedule 1 (statutory committee of the Pharmaceutical Society) omit...

House of Commons Disqualification Act 1975 (c. 24)

- 4 In Part 2 of Schedule 1 to the House of...

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

- 5 In Part 2 of Schedule 1 to the Northern Ireland...

National Health Service Act 1977 (c. 49)

- 6 Minor and consequential amendments
7 Minor and consequential amendments
8 Minor and consequential amendments
9 Minor and consequential amendments
10 Minor and consequential amendments
11 Minor and consequential amendments
12 Minor and consequential amendments
13 Minor and consequential amendments
14 Minor and consequential amendments
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16 Minor and consequential amendments
17 Minor and consequential amendments
18 Minor and consequential amendments
19 Minor and consequential amendments
20 Minor and consequential amendments
21 Minor and consequential amendments
22 Minor and consequential amendments
23 Minor and consequential amendments
24 Minor and consequential amendments
25 Minor and consequential amendments

Medical Act 1983 (c. 54)

- 26 In Schedule 1 to the Medical Act 1983 (the General...

Dentists Act 1984 (c. 24)

- 27 (1) Schedule 1 to the Dentists Act 1984 (the General...

Opticians Act 1989 (c. 44)

- 28 In Schedule 1 to the Opticians Act 1989 (the General...

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National Health Service and Community Care Act 1990 (c. 19)

29 Minor and consequential amendments

Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52)

30 In section 279(2) of the Trade Union and Labour Relations...

Osteopaths Act 1993 (c. 21)

31 In the Schedule to the Osteopaths Act 1993 (the General...

Health Service Commissioners Act 1993 (c. 46)

32 The Health Service Commissioners Act 1993 has effect subject to...

33 In section 2A(1) (health service providers subject to investigation)—

34 Minor and consequential amendments

Chiropractors Act 1994 (c. 17)

35 In Schedule 1 to the Chiropractors Act 1994 (the General...

National Health Service (Residual Liabilities) Act 1996 (c. 15)

36 Minor and consequential amendments

Employment Rights Act 1996 (c. 18)

37 In section 43K(1)(ba) of the Employment Rights Act 1996 (extension...

Pharmacists (Fitness to Practise) Act 1997 (c. 19)

38 In the Schedule to the Pharmacists (Fitness to Practise) Act...

Audit Commission Act 1998 (c. 18)

39 The Audit Commission Act 1998 has effect subject to the...

40 In section 5(1)(a) (general duties of auditors in relation to...

41 In section 53(1) (interpretation) for the definition of “health service...

42 (1) Schedule 2 (accounts subject to audit) is amended as...

Government of Wales Act 1998 (c. 38)

43 In section 144(2) of the Government of Wales Act 1998...

Government Resources and Accounts Act 2000 (c. 20)

44 (1) Section 14 of the Government Resources and Accounts Act...

Freedom of Information Act 2000 (c. 36)

45 (1) Schedule 1 to the Freedom of Information Act 2000...

Health and Social Care Act 2001 (c. 15)

46 Minor and consequential amendments

Nursing and Midwifery Order 2001 (S.I. 2002/253)

47 In Schedule 1 to the Nursing and Midwifery Order 2001...

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Health Professions Order 2001 (S.I. 2002/254)

48 In Schedule 1 to the Health Professions Order 2001 (the...

National Health Service Reform and Health Care Professions Act 2002 (c. 17)

49 The National Health Service Reform and Health Care Professions Act...

50 Minor and consequential amendments

51 Minor and consequential amendments

52 In Schedule 7 (the Council for the Regulation of Health...

Health and Social Care (Community Health and Standards) Act 2003 (c. 43)

53 The 2003 Act has effect subject to the following amendments....

54 Minor and consequential amendments

55 In section 150(7)(d) (liability to pay NHS charges) for sub-paragraph...

56 In section 187 (appointments to certain health and social care...

57 Omit section 188 (appointments to certain health and social care...

58 (1) In Schedule 6 (the Commission for Health Care Audit...

59 (1) In Schedule 7 (the Commission for Social Care Inspection:...

General and Specialist Medical Practice (Education, Training and Qualifications) Order 2003 (S.I. 2003/1250)

60 In Schedule 2 to the General and Specialist Medical Practice...

Health Protection Agency Act 2004 (c. 17)

61 In Schedule 1 to the Health Protection Agency Act 2004...

Public Audit (Wales) Act 2004 (c. 23)

62 In section 61(1) of the Public Audit (Wales) Act 2004...

SCHEDULE 9 — Repeals and revocations

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