



# Health Act 2006

## 2006 CHAPTER 28

### PART 5

#### APPOINTMENTS COMMISSION

##### *Other functions*

#### **63 Commission to assist other bodies with appointments**

- (1) The Commission may enter into arrangements under subsection (2) with the board of governors of an NHS foundation trust.
- (2) Arrangements under this subsection are arrangements providing for the Commission to assist the board in connection with the exercise of their powers relating to—
  - (a) the appointment of the chairman and non-executive directors under paragraph 17 of Schedule 1 to the 2003 Act; or
  - (b) the appointment of the initial chairman and the initial non-executive directors in accordance with paragraph 19 of that Schedule.
- (3) The Commission may enter into arrangements under subsection (4) with—
  - (a) any Minister of the Crown exercising functions in relation to England, or
  - (b) any officer acting on behalf of such a Minister.
- (4) Arrangements under this subsection are arrangements providing for the Commission to assist the Minister or officer in connection with the exercise by him of any power relating to—
  - (a) the appointment of the chairman of any body specified in the arrangements, or
  - (b) the appointment of non-executive members of such a body.
- (5) For the purposes of subsections (3) and (4) it is immaterial that the body's functions are not exercisable only in relation to England.

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*Status: Point in time view as at 01/10/2006. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Health Act 2006, Section 63. (See end of Document for details)*

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- (6) But arrangements may not be entered into under subsection (4) in relation to any powers that are exercisable by a Minister of the Crown jointly or concurrently with, or after consultation with—
- (a) a devolved authority, or
  - (b) any other person who is not a Minister of the Crown.
- (7) In this section—
- (a) “arrangements” means arrangements, whether contractual or otherwise;
  - (b) references to assistance in connection with the exercise of any power of appointment do not include the making of any appointment.

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**Commencement Information**

**II** S. 63 in force at 1.10.2006 by [S.I. 2006/2603](#), [art. 4\(5\)\(a\)](#)

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the Health Act 2006, Section 63.