

*Status: Point in time view as at 01/04/2013.*

*Changes to legislation: National Health Service Act 2006, Cross Heading: Annual reports and forward plans is up to date with all changes known to be in force on or before 14 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 7

#### CONSTITUTION OF PUBLIC BENEFIT CORPORATIONS

##### *Annual reports and forward plans*

- 26 (1) A public benefit corporation must prepare annual reports and send them to the regulator.
- (2) The reports must give—
- (a) information on any steps taken by the corporation to secure that (taken as a whole) the actual membership of any public constituency and (if there is one) of the patients' constituency is representative of those eligible for such membership,
  - [<sup>F1</sup>(aa) information on any occasions in the period to which the report relates on which the council of governors exercised its power under paragraph 10C,]
  - [<sup>F2</sup>(ab) information on the corporation's policy on pay and on the work of the committee established under paragraph 18(2) and such other procedures as the corporation has on pay,
  - (ac) information on the remuneration of the directors and on the expenses of the governors and the directors,]
  - (b) any other information the regulator requires.
- [<sup>F3</sup>(2A) Before imposing a requirement under sub-paragraph (2)(b) that the regulator considers is sufficiently significant to justify consultation, the regulator must consult such persons as it considers appropriate.]
- (3) It is for the regulator to decide—
- (a) the form of the reports,
  - (b) when the reports must be sent to it,
  - (c) the periods to which the reports are to relate.

#### Textual Amendments

- F1** Sch. 7 para. 26(2)(aa) inserted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 151(8)**, 306(4); [S.I. 2013/160](#), art. 2(2) (with arts. 7-9)
- F2** Sch. 7 para. 26(2)(ab)(ac) inserted (27.3.2012 for specified purposes, 1.11.2012 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 156(1)**, 306(1)(d)(4); [S.I. 2012/2657](#), art. 2(2)
- F3** Sch. 7 para. 26(2A) inserted (27.3.2012 for specified purposes, 1.11.2012 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 156(2)**, 306(1)(d)(4); [S.I. 2012/2657](#), art. 2(2)

#### Modifications etc. (not altering text)

- C1** Sch. 7 para. 26(2): power to amend conferred (27.3.2012 for specified purposes) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 156(3)(a)**, 306(1)(d)(4)

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**C2** Sch. 7 para. 26(2A): power to repeal conferred (27.3.2012 for specified purposes) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 156(3)(b)**, 306(1)(d)(4)

- 27 (1) A public benefit corporation must give information to [<sup>F4</sup>the regulator][<sup>F4</sup>the Secretary of State] as to its forward planning in respect of each financial year.
- (2) The document containing the information must be prepared by the directors.
- (3) In preparing the document the directors must have regard to the views of [<sup>F5</sup>the council] of governors.

#### Textual Amendments

- F4** Words in Sch. 7 para. 27(1) substituted (27.3.2012 for specified purposes) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 156(4)**, 306(1)(d)(4)
- F5** Words in Sch. 7 para. 27 substituted (1.10.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 151(9)(b)**, 306(4); S.I. 2012/1831, art. 2(2)

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