

*Status: Point in time view as at 01/08/2012. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Health and Social Care Act 2012, Cross Heading: Directions under section 7 of the 2006 Act is up to date with all changes known to be in force on or before 20 August 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 6

#### PART 1: TRANSITIONAL PROVISION

VALID FROM 01/10/2012

##### *Directions under section 7 of the 2006 Act*

- 3
- (1) This paragraph applies if section 21 is commenced before section 33(1).
  - (2) Until section 33(1) is commenced, section 7(1) of the 2006 Act has effect as if after “Special Health Authority” there were inserted “or Strategic Health Authority”.
  - (3) Sub-paragraph (4) applies in relation to any direction given under section 7(1) of the 2006 Act to a Strategic Health Authority which has effect immediately before section 21 is commenced.
  - (4) Until section 33(1) is commenced, the direction continues to have effect as if given to the Strategic Health Authority under section 7(1) of the 2006 Act (as it has effect by virtue of sub-paragraph (2)).
  - (5) Sub-paragraph (6) applies in relation to any direction given under section 7(2) of the 2006 Act to a Special Health Authority in respect of the functions of a Strategic Health Authority which has effect immediately before section 21 is commenced.
  - (6) Until section 33(1) is commenced, the direction continues to have effect as if given to the Special Health Authority in respect of the functions of the Strategic Health Authority under section 7(1) of the 2006 Act.
  - (7) Any reference in this paragraph to section 7(1) of the 2006 Act is a reference to that provision as amended by section 21.
- 4
- (1) This paragraph applies if section 21 is commenced before section 34(1).
  - (2) Until section 34(1) is commenced, section 7(1) of the 2006 Act has effect as if after “Special Health Authority” there were inserted “or Primary Care Trust”.
  - (3) Sub-paragraph (4) applies in relation to any direction given under section 7(1) of the 2006 Act to a Primary Care Trust which has effect immediately before section 21 is commenced.
  - (4) Until section 34(1) is commenced, the direction continues to have effect as if given to the Primary Care Trust under section 7(1) of the 2006 Act (as it has effect by virtue of sub-paragraph (2)).
  - (5) Sub-paragraph (6) applies in relation to any direction given under section 7(2) of the 2006 Act to a Special Health Authority in respect of the functions of a Primary Care Trust which has effect immediately before section 21 is commenced.

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| 6 | (6) Until section 34(1) is commenced, the direction continues to have effect as if given to the Special Health Authority in respect of the functions of the Primary Care Trust under section 7(1) of the 2006 Act.        |
| 7 | (7) Any reference in this paragraph to section 7(1) of the 2006 Act is a reference to that provision as amended by section 21.  |
| 5 | (1) Sub-paragraph (2) applies in relation to any direction given under section 7(1) of the 2006 Act to a Special Health Authority which has effect immediately before section 21 is commenced.                            |
|   | (2) The direction continues to have effect on and after the commencement of that section as if given under section 7(1) of the 2006 Act (as amended by section 21).   |
|   | (3) The amendment made by section 21(6) does not affect—  |
|   | (a) the validity of any direction made by an instrument in writing which continues to have effect by virtue of sub-paragraph (2),   |
|   | (b) any power to vary such a direction otherwise than for the purpose of directing the Special Health Authority concerned to exercise an additional function, or  |
|   | (c) any power to revoke such a direction.   |
| 6 | Any reference in paragraphs 3 to 5 to the commencement of section 21 is to its commencement by virtue of an order under section 306(4) (and not to its commencement for limited purposes by virtue of section 306(1)(d)). |

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