



# Health and Social Care Act 2012

## 2012 CHAPTER 7

### PART 1 **U.K.**

#### THE HEALTH SERVICE IN ENGLAND

##### *The health service: overview*

### 9 The NHS Commissioning Board **E+W**

(1) After section 1G of the National Health Service Act 2006 insert—

#### *“Role of the Board in the health service in England*

##### **1H The National Health Service Commissioning Board and its general functions**

- (1) There is to be a body corporate known as the National Health Service Commissioning Board (“the Board”).
- (2) The Board is subject to the duty under section 1(1) concurrently with the Secretary of State except in relation to the part of the health service that is provided in pursuance of the public health functions of the Secretary of State or local authorities.
- (3) For the purpose of discharging that duty, the Board—
  - (a) has the function of arranging for the provision of services for the purposes of the health service in England in accordance with this Act, and
  - (b) must exercise the functions conferred on it by this Act in relation to clinical commissioning groups so as to secure that services are provided for those purposes in accordance with this Act.
- (4) Schedule A1 makes further provision about the Board.

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*Status: Point in time view as at 01/10/2012. This version of this provision has been superseded.*

*Changes to legislation: Health and Social Care Act 2012, Section 9 is up to date with all changes known to be in force on or before 04 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)*

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(5) In this Act—

- (a) any reference to the public health functions of the Secretary of State is a reference to the functions of the Secretary of State under sections 2A and 2B and paragraphs 7C, 8 and 12 of Schedule 1, and
- (b) any reference to the public health functions of local authorities is a reference to the functions of local authorities under sections 2B and 111 and paragraphs 1 to 7B and 13 of Schedule 1.”

(2) Before Schedule 1 to that Act, insert the Schedule set out in Schedule 1 to this Act.

**Commencement Information**

- I1** S. 9(1) in force at 1.10.2012 for specified purposes by [S.I. 2012/1831](#), **art. 2(2)** (with **art. 3(1)**)
- I2** S. 9(2) in force at 1.10.2012 for specified purposes by [S.I. 2012/1831](#), **art. 2(2)** (with **art. 3(3)**)

**Status:**

Point in time view as at 01/10/2012. This version of this provision has been superseded.

**Changes to legislation:**

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