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STATUTORY INSTRUMENTS

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**2017 No. 958**

**NATIONAL HEALTH SERVICE, ENGLAND**

**The NHS Counter Fraud Authority (Establishment, Constitution,  
and Staff and Other Transfer Provisions) Order 2017**

*Made* - - - - *3rd October 2017*  
*Laid before Parliament* *4th October 2017*  
*Coming into force* - - *1st November 2017*

The Secretary of State makes the following Order in exercise of the powers conferred by sections 7(1), 28(1), (2), (4), (5) and (8), 29(2), 199(2), (4) and (5), 209(4), 272(7) and (8) and 273(4) of, and paragraphs 3, 5 and 13 of Schedule 6 to the National Health Service Act 2006<sup>(1)</sup>.

Pursuant to section 28(7) of, and paragraph 4 of Schedule 6 to the National Health Service Act 2006, the Secretary of State has consulted those bodies he recognises as representing persons who, in his opinion, are likely to be affected by the provisions of this Order made under that section and under paragraph 3 of that Schedule.

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(1) [2006 c. 41](#). Section 7 was amended by section 21(1) to (4) of the Health and Social Care Act [2012 \(c. 7\)](#) (“the 2012 Act”). Section 28 was amended by section 55(1) of, and paragraph 13 in Part 2 of Schedule 4 to, the 2012 Act. In relation to the exercise of powers to establish a new special health authority under section 28, see section 28A, which was inserted by section 48(1) of the 2012 Act and requires provision to be made for the abolition of the special health authority in orders made after the coming into force of said section 48. (Section 48 of the 2012 Act was brought into force on 1st April 2013 by [SI 2013/160 \(C.9\)](#).) Section 29 was amended by section 55(1) of, and paragraph 14 in Part 2 of Schedule 4 to, the 2012 Act. In Schedule 6 to the National Health Service Act 2006 (“the 2006 Act”), paragraphs 3 and 13 were amended by section 55(1) of, and paragraph 23 of Part 2 of Schedule 4 to, the 2012 Act; and paragraph 5 in Schedule 6 to the 2006 Act was amended by section 19 of, and paragraphs 9 and 11 of Part 1 of Schedule 3 to, the Health Act 2009. By virtue of section 271 of the 2006 Act, the powers exercised in making this Order are exercisable by the Secretary of State in relation to England only.

**Changes to legislation:**

There are currently no known outstanding effects for the The NHS Counter Fraud Authority (Establishment, Constitution, and Staff and Other Transfer Provisions) Order 2017, Introductory Text.