



# Health and Social Care Act 2012

## 2012 CHAPTER 7

### PART 12

#### FINAL PROVISIONS

#### 306 Commencement

- (1) The following provisions come into force on the day on which this Act is passed—
  - (a) section 219 (Health and Care Professions Council: power to make arrangements with other health or social care regulators);
  - (b) section 221(3) (power of Secretary of State to make arrangements with Health and Care Professions Council to discharge General Social Care Council's functions during period preceding abolition);
  - (c) the provisions of this Part;
  - (d) any other provision of this Act so far as is necessary for enabling the exercise on or after the day on which this Act is passed of any power to make an order or regulations or to give directions that is conferred by the provision or an amendment made by it.
- (2) Sections 35 to 37 come into force on such day as the appropriate authority may by order appoint.
- (3) In subsection (2) “the appropriate authority” means—
  - (a) in relation to England, the Secretary of State;
  - (b) in relation to Wales, the Welsh Ministers.
- (4) The other provisions of this Act come into force on such day as the Secretary of State may by order appoint.
- (5) Different days may be appointed under subsection (2) or (4) for different purposes (including different areas).
- (6) Transitory provision in an order under subsection (2) or (4) may, in particular, modify the application of a provision of this Act pending the commencement of—
  - (a) another provision of this Act, or

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*Status: This is the original version (as it was originally enacted).*

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- (b) any other enactment (within the meaning of section 303).
- (7) An order under subsection (4) which brings paragraph 17 of Schedule 1A to the National Health Service Act 2006 (inserted by Schedule 2) into force may make provision—
- (a) for the duty of a clinical commissioning group under sub-paragraph (1) or (2) of that paragraph not to apply in relation to the whole or any part of the initial period (within the meaning of Schedule 6), and
  - (b) for the duty of the Board under paragraph 16 of Schedule A1 to that Act (inserted by Schedule 1) to have effect subject to such modifications specified in the order as the Secretary of State considers appropriate in consequence of the provision made under paragraph (a).
- (8) Where a provision of this Act (or an amendment made by it) requires consultation to take place, consultation undertaken before the commencement of the provision is as effective for the purposes of that provision as consultation undertaken after that commencement.