
Changes to legislation: *Health and Social Care Act 2012, Paragraph 78 is up to date with all changes known to be in force on or before 27 April 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) View outstanding changes*

SCHEDULES

SCHEDULE 5

PART 1: AMENDMENTS OF OTHER ENACTMENTS

Education Act 1996 (c. 56)

- 78 (1) Section 322 (duty of certain bodies to help local authorities) is amended as follows.
- (2) In subsection (1)—
- (a) after “another local authority,” insert “the National Health Service Commissioning Board, a clinical commissioning group or”,
 - (b) omit “or a Primary Care Trust”, and
 - (c) for “the board, authority or trust” substitute “that body”.
- (3) In subsection (2), for “An authority, a board or a trust” substitute “A body”.
- (4) In subsection (3), in paragraph (a)—
- (a) after “request is made of” insert “the National Health Service Commissioning Board, a clinical commissioning group or”,
 - (b) omit “or Primary Care Trust”, and
 - (c) for “that board or trust” substitute “that body”.
- (5) In subsection (4)—
- (a) for “an authority, a board” substitute “a local authority, the National Health Service Commissioning Board, a clinical commissioning group or a Local Health Board”, and
 - (b) omit “or a trust”.

Commencement Information

II Sch. 5 para. 78 in force at 1.4.2013 by [S.I. 2013/160](#), **art. 2(2)** (with [arts. 7-9](#))

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Changes and effects yet to be applied to :

- Sch. 5 para. 78 omitted by [2018 anaw 2 Sch. 1 para. 6\(q\)](#)
- specified provision(s) amendment to earlier commencing [SI 2012/1831 art. 10](#) by [S.I. 2012/2657 art. 15](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 9 Ch. 1B inserted by [2022 c. 31 s. 96](#)
- s. 102(4)(ba) inserted by [S.I. 2019/93, Sch. 1 para. 13\(3\)](#) (as substituted) by [S.I. 2019/1245 reg. 28](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 105(3A)(3B) inserted by [2013 c. 24 Sch. 14 para. 21](#)
- s. 106(3A)(3B) inserted by [2013 c. 24 Sch. 14 para. 22](#)
- s. 250(2)-(2B) substituted for s. 250(2) by [2022 c. 31 s. 95\(2\)\(a\)](#)
- s. 250(6)-(6D) substituted for s. 250(6) by [2022 c. 31 s. 95\(2\)\(d\)](#)
- s. 251251ZA substituted for s. 251 by [2022 c. 31 s. 95\(3\)](#)
- s. 251C(6A) inserted by [2022 c. 31 s. 95\(4\)\(a\)](#)
- s. 259(1)(aa)(b) substituted for s. 259(1)(b) by [2022 c. 31 s. 98\(b\)](#)
- s. 259(1)(aa) words substituted by [S.I. 2023/98 Sch. para. 17\(11\)\(a\)\(iii\)](#) (This amendment comes in force at the same time as [2022 c. 31, s. 98](#) comes into force)
- s. 259(10A)(10B) inserted by [2022 c. 31 s. 98\(h\)](#)
- s. 304(5)(ja) inserted by [2022 c. 31 s. 95\(5\)](#)