



Health and Social Care Act 2012

2012 CHAPTER 7

PART 5

PUBLIC INVOLVEMENT AND LOCAL GOVERNMENT

CHAPTER 2

LOCAL GOVERNMENT

Joint strategic needs assessments and strategies

192 Joint strategic needs assessments

- (1) Section 116 of the Local Government and Public Involvement in Health Act 2007 (health and social care: joint strategic needs assessments) is amended as follows.
- (2) In subsection (4), for paragraph (b) substitute—
 - “(b) each of its partner clinical commissioning groups,”.
- (3) In subsection (6)—
 - (a) for “for which a partner PCT acts” substitute “of a partner clinical commissioning group”,
 - (b) for “the partner PCT” substitute “the partner clinical commissioning group”, and
 - (c) after “a need” insert “or to be likely to be a need”.
- (4) In subsection (7)—
 - (a) in paragraph (a)(ii) for “the partner PCT” substitute “the partner clinical commissioning group or the National Health Service Commissioning Board”, and
 - (b) in paragraph (b)(i) for “the partner PCT” substitute “the partner clinical commissioning group or the National Health Service Commissioning Board”.

Changes to legislation: Health and Social Care Act 2012, Section 192 is up to date with all changes known to be in force on or before 19 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

- (5) In subsection (8)—
- (a) for “each partner PCT” substitute “each of its partner clinical commissioning groups”,
 - (b) after paragraph (b) (but before the “and” immediately following it) insert—
 - “(ba) involve the Local Healthwatch organisation for the area of the responsible local authority;
 - (bb) involve the people who live or work in that area;”, and
 - (c) in paragraph (c) for “consult” substitute “involve”.
- (6) After subsection (8) insert—
- “(8A) In preparing an assessment under this section, the responsible local authority or a partner clinical commissioning group may consult any person it thinks appropriate.”
- (7) In subsection (9)—
- (a) for the definition of “partner PCT” substitute—
 - ““partner clinical commissioning group”, in relation to a responsible local authority, means any clinical commissioning group whose area coincides with or falls wholly or partly within the area of the authority;”, and
 - (b) in the definition of “relevant district council”, in paragraph (b)—
 - (i) for “a partner PCT” substitute “a partner clinical commissioning group”, and
 - (ii) for “the area for which the partner PCT acts” substitute “the area of the clinical commissioning group.

Commencement Information

II S. 192 in force at 1.4.2013 by S.I. 2013/160, art. 2(2) (with arts. 7-9)

Changes to legislation:

Health and Social Care Act 2012, Section 192 is up to date with all changes known to be in force on or before 19 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.

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Changes and effects yet to be applied to :

- 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\(5\)](#)