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**Changes to legislation:** Care Act 2014, Paragraph 16 is up to date with all changes known to be in force on or before 20 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

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# SCHEDULES

## SCHEDULE 7

### THE HEALTH RESEARCH AUTHORITY

#### PART 2

#### FUNCTIONS

##### *Failure to exercise functions*

- 16 (1) If the Secretary of State considers that the HRA is failing or has failed to exercise any of its functions, and that the failure is significant, the Secretary of State may direct the HRA to exercise such of its functions, in such manner and within such period, as the direction specifies.
- (2) If the HRA fails to comply with a direction under this paragraph, the Secretary of State may—
- (a) exercise the functions specified in the direction, or
  - (b) make arrangements for some other person to exercise them on the Secretary of State's behalf.
- (3) Where the Secretary of State exercises a power under sub-paragraph (1) or (2), the Secretary of State must publish the reasons for doing so.
- (4) The reference in sub-paragraph (1) to exercising a function includes a reference to exercising it properly.

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#### **Commencement Information**

**II** Sch. 7 para. 16 in force at 1.1.2015 by S.I. 2014/2473, art. 5(m)

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**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):

- s. 15(2)-(3B) substituted for s. 15(2)(3) by [2022 c. 31 s. 166\(2\)](#)
- s. 26(1)-(2A) substituted for s. 26(1)(2) by [2022 c. 31 s. 166\(4\)](#)