
STATUTORY INSTRUMENTS

2003 No. 2246 (C. 88)

**NATIONAL HEALTH SERVICE,
ENGLAND AND WALES**

**The National Health Service Reform and Health Care
Professions Act 2002 (Commencement No. 6) Order 2003**

Made - - - - 29th August 2003

The Secretary of State for Health, in exercise of the powers conferred upon him by sections 38(7) and 42(3) of the National Health Service Reform and Health Care Professions Act 2002⁽¹⁾ and all other powers enabling him in that behalf, hereby makes the following Order:

Citation, interpretation and extent

1.—(1) This Order may be cited as the National Health Service Reform and Health Care Professions Act 2002 (Commencement No. 6) Order 2003.

(2) In this Order “the Act” means the National Health Service Reform and Health Care Professions Act 2002.

(3) The extent of the amendment made by Article 3 is the same as that of the enactment amended.

Appointed day

2. 1st September 2003 is the day appointed for the coming into force of—

- (a) sections 15 to 19 of the Act (patients' forums) in so far as they are not already in force⁽²⁾; and
- (b) in so far as it is not already in force, paragraph 10 of Schedule 8 to the Act (minor and consequential amendments) and, in so far as they relate to that paragraph, paragraph 1 of that Schedule and section 37(1) of the Act.

Supplementary provision

3. In Part 2 of Schedule 1 to the House of Commons Disqualification Act 1975⁽³⁾ (bodies of which all members are disqualified), the following entry is inserted at the appropriate place—

(1) 2002 c. 17. See section 42(4) for the definition of “appropriate authority”.

(2) Section 42(3) of the Act brought into force on Royal Assent sections 15, 17 and 19 of the Act so far as they confer power to make regulations.

(3) 1975 c. 24.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“A Patients' Forum established under section 15 of the National Health Service Reform and Health Care Professions Act 2002.”.

Signed by authority of the Secretary of State for Health

29th August 2003

Rosie Winterton
Minister of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is the sixth commencement order made by the Secretary of State under the National Health Service Reform and Health Care Professions Act 2002 (“the Act”). One Order has also been made by the National Assembly for Wales.

Article 2 brings into force on 1st September 2003 sections 15 to 19 of the Act, which are concerned with the establishment and functions of Patients' Forums in England, together with two minor and consequential amendments to section 126 (orders and regulations and directions) of the National Health Service Act 1977. Paragraph 10(b) of Schedule 8 to the Act was brought into force in relation to Wales on 10th October 2002.

Article 3 amends the House of Commons Disqualification Act 1975 to add Patients' Forums established under section 15 of the Act to the list of bodies whose members are disqualified from membership of the House of Commons.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--------------------------|-----------------------------|---------------------------|
| Section 1 (partially) | 2nd September 2002 | 2002/2202 |
| (remainder) | 1st October 2002 | 2002/2478 |
| Section 2 (partially) | 2nd September 2002 | 2002/2202 |
| (remainder) | 1st October 2002 | 2002/2478 |
| Section 3(1) (partially) | 2nd September 2002 | 2002/2202 |
| (partially) | 1st October 2002 | 2002/2478 |
| Section 3(2) | 2nd September 2002 | 2002/2202 |
| Section 3(3) (partially) | 2nd September 2002 | 2002/2202 |
| (remainder) | 1st October 2002 | 2002/2478 |
| Section 3(4) | 1st October 2002 | 2002/2478 |
| Section 3(5)(a) and (b) | 2nd September 2002 | 2002/2202 |
| Sections 4 and 5 | 1st October 2002 | 2002/2478 |
| Section 6 | 10th October 2002 | 2002/2532 |
| Sections 7 and 8 | 1st October 2002 | 2002/2478 |
| Section 9 | 10th October 2002 | 2002/2532 |
| Section 10 as to England | 1st October 2002 | 2002/2478 |
| as to Wales | 10th October 2002 | 2002/2532 |
| Section 12 (partially) | 18th June 2003 | 2003/1580 |

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| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|-----------------------------|-----------------|
| (remainder) | 11th July 2003 | 2003/1580 |
| Section 13 (partially) | 18th June 2003 | 2003/1580 |
| (remainder) | 11th July 2003 | 2003/1580 |
| Section 14 | 11th July 2003 | 2003/1580 |
| Section 20 as to England | 1st January 2003 | 2002/3190 |
| Section 21 as to England | 1st January 2003 | 2002/3190 |
| Section 23(1) as to England | 18th June 2003 | 2003/1580 |
| Section 23 as to Wales | 10th October 2002 | 2002/2532 |
| Section 24 | 10th October 2002 | 2002/2532 |
| Section 25 (partially) | 27th August 2002 | 2002/2202 |
| (partially) | 1st December 2002 | 2002/2202 |
| (remainder) | 1st April 2003 | 2002/2202 |
| Section 26 | 1st April 2003 | 2002/2202 |
| Section 27 | 1st April 2003 | 2002/2202 |
| Section 29 | 1st April 2003 | 2002/2202 |
| Sections 30 to 34 | 1st April 2003 | 2003/833 |
| Section 35 | 1st October 2002 | 2002/2478 |
| Schedule 1, paragraphs 1 (partially), 3,4,6,7 and 19 | 2nd September 2002 | 2002/2202 |
| Schedule 1 (remainder) | 1st October 2002 | 2002/2478 |
| Schedule 2, paragraphs 31 and 32 | 2nd September 2002 | 2002/2202 |
| Schedule 2, remainder apart from paragraphs 16(6) and 17(4) and (5) and paragraph 1 in so far as it relates to those paragraphs | 1st October 2002 | 2002/2478 |
| Schedule 2, paragraph 16(6) and paragraph 1 in so far as it relates to that paragraph | 1st April 2003 | 2003/833 |
| Schedule 3 | 1st October 2002 | 2002/2478 |
| Schedule 4 | 10th October 2002 | 2002/2532 |
| Schedule 5 | 10th October 2002 | 2002/2532 |
| Schedule 6 as to England | 1st January 2003 | 2002/3190 |
| Schedule 7, paragraphs 4-6, 22 and 23 | 27th August 2002 | 2002/2202 |

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|-----------------------------|---------------------------|
| Schedule 7, paragraphs 1-3, 7-15, 16(1) and (2), 17-21 and 24 | 1st December 2002 | 2002/2202 |
| Schedule 7 (remainder) | 1st April 2003 | 2002/2202 |
| Schedule 8 (and section 37(1) in so far as it relates to the paragraphs specified below) Paragraphs 1 (partially), 4 to 7, 12, 18, 20, 21, 22 (partially), 23 to 27, 28 (partially), 29 and 31 to 37 | 1st October 2002 | 2002/2478 |
| Paragraphs 1 (partially), 3, 8, 9 and 22 (remainder) as to England | 1st October 2002 | 2002/2478 |
| Paragraphs 1 (partially), 2, 3, 8, 9, 10(b) and 22 (remainder) as to Wales | 10th October 2002 | 2002/2532 |
| Paragraphs 1 (partially) and 2 as to England | 1st January 2003 | 2002/3190 |
| Paragraphs 13 to 17 | 1st April 2003 | 2003/833 |
| Paragraph 28 (remainder) and 30 | 11th July 2003 | 2003/1580 |
| Schedule 9 (and section 37(2) in so far as it relates to the items commenced in the orders specified below) | | 2003/1580 |
| (partially) | 1st October 2002 | 2002/2478 |
| (partially as to England) | 1st October 2002 | 2002/2478 |
| (partially as to Wales) | 10th October 2002 | 2002/2532 |
| (partially) | 1st January 2003 | 2002/3190 |
| (partially) | 1st April 2003 | 2003/833 |
| (partially) | 11th July 2003 | 2003/1580 |