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STATUTORY INSTRUMENTS

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**2010 No. 1000**

The National Health Service (Direct  
Payments) Regulations 2010

PART 3

Direct Payments

**Persons to whom a direct payment may be made**

- 7.—(1) A direct payment may be made to a person who—
- (a) is a person—
    - (i) for whose benefit the pilot PCT is responsible, under or by virtue of the National Health Service Act 2006, for providing or securing the provision of services; or
    - (ii) who is entitled to receive after-care services from the pilot PCT;
  - (b) meets the criteria set out in the pilot scheme; and
  - (c) consents to the making of a direct payment to them.
- (2) A direct payment may only be made to a person falling within paragraph (1) if the person—
- (a) is aged 16 or over;
  - (b) has capacity to consent to the making of a direct payment to them; and
  - (c) is not a person described in the Schedule.