STATUTORY INSTRUMENTS

# 2015 No. 1559

# NATIONAL HEALTH SERVICE, ENGLAND

## The National Health Service Trust Development Authority (Amendment) Regulations 2015

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| *Made - - - -* | *20th July 2015* |
| *Laid before Parliament* | *27th July 2015* |
| *Coming into force - -* | *5th October 2015* |

The Secretary of State for Health makes the following Regulations in exercise of the powers conferred by section 272(7) and (8)(a) of, and paragraph 5 of Schedule 6 to, the National Health Service Act 2006(**a**).

**Citation and commencement**

**1.** These Regulations may be cited as the National Health Service Trust Development Authority (Amendment) Regulations 2015 and come into force on 5th October 2015.

**Amendment of the National Health Service Trust Development Authority Regulations 2012**

**2.**—(1) The National Health Service Trust Development Authority Regulations 2012(**b**) are amended as follows.

(2) In the definition of "member" in regulation 1(2) (interpretation), omit ", (h)".

(3) In regulation 3 (disqualification for appointment), omit paragraph (1)(h).

Signed by authority of the Secretary of State for Health.

*Prior*
Parliamentary Under-Secretary of State,
Department of Health

20th July 2015

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend the National Health Service Trust Development Authority Regulations 2012 relating to the disqualification for appointment of persons as non-officer members of the National Health Service Trust Development Authority ("the Authority"). In particular, these

(**a**) 2006 c.41. The powers exercised in making these Regulations are exercisable by the Secretary of State only in relation to England by virtue of section 271(1) of the National Health Service Act 2006. Paragraph 5 of Schedule 6 was amended by section 19 of, and paragraph 11 of Schedule 3 to, the Health Act 2009 (c.21).

(**b**) S.I. 2012/922; relevant amending instrument is S.I. 2012/1641.

Regulations remove a restriction, which would otherwise preclude a person who is the chair or another member of Monitor (see section 61 of the Health and Social Care Act 2012 (c.7) which continues the existence of the Independent Regulator of NHS Foundation Trusts), from being appointed a non-officer member of the Authority.

An impact assessment has not been produced for this instrument as minimal impact on business or the private or voluntary sector is foreseen.

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