STATUTORY INSTRUMENTS

2024 No. 895

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The Personal Injuries (NHS Charges) (Amounts) (Amendment) (No. 2) Regulations 2024

Made - - - - at 12:54 p.m. on 3rd September 2024

Laid before Parliament at 4:30 p.m. on 3rd September 2024

Coming into force - - 1st October 2024

The Secretary of State makes these Regulations in exercise of the powers conferred by sections 153(2) and (5), 167(1)(a) and 195(1) and (2) of the Health and Social Care (Community Health and Standards) Act 2003(**a**).

In accordance with section 195(3) of that Act, the Secretary of State has consulted with the Welsh Ministers(**b**).

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Personal Injuries (NHS Charges) (Amounts) (Amendment) (No. 2) Regulations 2024 and come into force on 1st October 2024.

(2) These Regulations extend to England and Wales.

Amendment of Schedule 1 to the 2015 Regulations

2. In Schedule 1 to the Personal Injuries (NHS Charges) (Amounts) Regulations 2015(**c**), for the existing table, substitute the following table—

"Amount of NHS Charges

(1)	*(2) Ambulance Service £*	*(3) Out-patient £*	*(4) In-patient £*	*(5) Maximum £*
29th January 2007	159	505	620	37,100
1st April 2008	165	547	672	40,179

(**a**) 2003 c. 43. By virtue of section 167(1)(a), the powers are exercisable in relation to England and Wales by the Secretary of State. *See* section 168 for the definition of "prescribed". Amendments to section 195 are not relevant to the power as exercised in these Regulations.

(**b**) Functions conferred or imposed on the National Assembly for Wales immediately before the first appointment of a First Minister under section 46 of the Government of Wales Act 2006 (c. 32) ("GOWA") by an enactment contained in an Act were transferred to the Welsh Ministers by section 162(1) of, and paragraph 30 of Schedule 11 to, GOWA.

(**c**) S.I. 2015/295, amended by S.I. 2024/220.

(1)	*(2) Ambulance Service £*	*(3) Out-patient £*	*(4) In-patient £*	*(5) Maximum £*
1st April 2009	171	566	695	41,545
1st April 2010	177	585	719	42,999
1st April 2011	181	600	737	44,056
1st April 2012	185	615	755	45,153
1st April 2013	189	627	770	46,046
1st April 2014	192	637	783	46,831
1st April 2015	195	647	796	47,569
1st April 2016	201	665	817	48,849
1st April 2017	205	678	833	49,824
1st April 2018	208	688	846	50,561
1st April 2019	219	725	891	53,278
1st April 2020	224	743	913	54,566
1st April 2021	225	744	915	54,682
1st April 2022	231	766	941	56,260
1st April 2023	238	788	968	57,892
2nd October 2023	243	806	991	59,248
1st April 2024	249	825	1,014	60,610
1st October 2024	256	848	1,042	62,272”

Revocation

3. The Personal Injuries (NHS Charges) (Amounts) (Amendment) Regulations 2024(**a**) are revoked.

Signed by authority of the Secretary of State for Health and Social Care.

Karin Smyth
Minister of State
Department of Health and Social Care

At 12.54 p.m. on 3rd September 2024

(**a**) S.I. 2024/220.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Personal Injuries (NHS Charges) (Amounts) Regulations 2015 (S.I. 2015/295) ("the principal Regulations") which make provision about the charges payable under the scheme for recovery of NHS charges in cases where an injured person who receives a compensation payment in respect of their injury has received NHS hospital treatment or ambulance services.

Regulation 2 amends the principal Regulations by substituting the table in Schedule 1. This table provides for increased charges in respect of injuries which occur on or after 1st October 2024. Where the injured person is provided with NHS ambulance services, the charge will be £256 (compared with £249, for injuries incurred between 1st April 2024 and 30th September 2024). Where the injured person receives NHS treatment at a hospital, but is not admitted to hospital, the charge will be £848 (compared with £825 for injuries incurred between 1st April 2024 and 30th September 2024). The daily charge for NHS in-patient treatment will be £1,042 (compared with £1,014 for injuries incurred between 1st April 2024 and 30th September 2024). The maximum charge in respect of an injury will be £62,272 (compared with £60,610 for injuries incurred between 1st April 2024 and 30th September 2024).

Regulation 3 revokes the Personal Injuries (NHS Charges) (Amounts) (Amendment) Regulations 2024 (S.I. 2024/220).

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.

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