STATUTORY INSTRUMENTS

2017 No. 150

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service Litigation Authority (Amendment) Regulations 2017

Made - - - -	*14th February 2017*
Laid before Parliament	*20th February 2017*
Coming into force - -	*1st April 2017*

The Secretary of State makes these Regulations in exercise of the powers conferred by section 28(4)(a) of, and paragraph 5(f) of Schedule 6 to, the National Health Service Act 2006(**1**).

Citation and commencement

1. These Regulations may be cited as the National Health Service Litigation Authority (Amendment) Regulations 2017 and come into force on 1st April 2017.

Substitution of article 4 of the National Health Service Litigation Authority (Establishment and Constitution) Order 1995

2. For article 4 (constitution of the Authority) of the National Health Service Litigation Authority (Establishment and Constitution) Order 1995(**2**), substitute—

"**Constitution of the Authority**

4. The Authority is to consist of—

(a) a chairman;

(b) at least three, and no more than five, members who are not officers of the Authority; and

(**1**) 2006 c 41. The powers which are exercised by the Secretary of State in making these Regulations are exercisable only in relation to England, by virtue of section 271(1) of the National Health Service Act 2006. However, paragraph 8 of Schedule 2 to the National Health Service (Consequential Provisions) Act 2006 specifically saves the effect of article 2 of the National Assembly of Wales (Transfer of Functions) Order 1999, so that for a function relating to a cross border Special Health Authority which cannot be exercised specifically for Wales, the Secretary of State or Welsh Ministers can exercise the function concurrently.

(**2**) S.I. 1995/2800 as amended by S.I. 2013/295; there are other amending instruments but none is relevant to these Regulations.