

Changes to legislation: National Health Service Act 2006, Cross Heading: Medical inspection of pupils is up to date with all changes known to be in force on or before 23 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 1

FURTHER PROVISION ABOUT THE SECRETARY OF STATE AND SERVICES UNDER THIS ACT

Medical inspection of pupils

- 1 [F1A local authority] must provide for the medical inspection at appropriate intervals of pupils in attendance at schools maintained by [F2the local authority] and for the medical treatment of such pupils.

Textual Amendments

- F1** Words in Sch. 1 para. 1 substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 17\(3\)\(a\), 306\(4\); S.I. 2013/160, art. 2\(2\)](#) (with arts. 7-9)
- F2** Words in Sch. 1 para. 1 substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 17\(3\)\(b\), 306\(4\); S.I. 2013/160, art. 2\(2\)](#) (with arts. 7-9)

- 2 (1) ^{F3}[^{F4}A local authority] may ... provide for any medical inspection or treatment of—
- (a) senior pupils in attendance at any educational establishment, other than a school, which is maintained by the authority and at which full-time further education is provided, or
 - (b) any child or young person who, in pursuance of section 19 [^{F5}or 19A][^{F6}or 319] of the Education Act 1996 (c. 56) [^{F7}or section 53 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018], is receiving primary or secondary education otherwise than at a school.
- (2) [^{F8}A local authority] may, by arrangement with the proprietor of any educational establishment [^{F9}in its area] which is not maintained by [^{F10}the local authority], provide for any medical inspection or treatment of junior or senior pupils in attendance at the establishment.

^{F11}(3)

Textual Amendments

- F3** Words in Sch. 1 para. 2(1) omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\), ss. 17\(4\)\(a\)\(ii\), 306\(4\); S.I. 2013/160, art. 2\(2\)](#) (with arts. 7-9)
- F4** Words in Sch. 1 para. 2(1) substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 17\(4\)\(a\)\(i\), 306\(4\); S.I. 2013/160, art. 2\(2\)](#) (with arts. 7-9)
- F5** Words in Sch. 1 para. 2(1)(b) inserted (30.4.2021) by [Curriculum and Assessment \(Wales\) Act 2021 \(asc 4\), s. 84\(1\), Sch. 2 para. 53](#) (with savings and transitional provisions in [S.I. 2022/111, regs. 1, 3](#))
- F6** Words in Sch. 1 para. 2(1)(b) omitted (1.9.2021 for specified purposes, 1.1.2022 for specified purposes, 1.9.2022 for specified purposes) by virtue of [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018 \(anaw 2\), s. 100\(3\), Sch. 1 para. 11\(a\); S.I. 2021/373, arts. 3, 4, 6, 7](#) (as amended by [S.I.](#)

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2021/938, art. 2); S.I. 2021/1243, art. 3 (with arts. 4-23) (as amended by S.I. 2021/1428, art. 2); S.I. 2021/1244, art. 3 (with arts. 4-21) (as amended by S.I. 2021/1428, art. 3); S.I. 2021/1245, arts. 3, 4 (with art. 1(4)); S.I. 2022/891, art. 3 (with arts. 4-25); S.I. 2022/892, arts. 2, 3 (with arts. 4-18); S.I. 2022/893, art. 4; S.I. 2022/894, art. 3; S.I. 2022/895, arts. 3, 4; S.I. 2022/896, art. 3 (with arts. 1(7), 4-22); S.I. 2022/897, art. 3 (with arts. 1(8), 4-21); S.I. 2022/898, arts. 2, 3

- F7** Words in Sch. 1 para. 2(1)(b) inserted (1.9.2021) by Additional Learning Needs and Education Tribunal (Wales) Act 2018 (anaw 2), s. 100(3), **Sch. 1 para. 11(b)**; S.I. 2021/373, art. 8(j)(xxiii)
- F8** Words in Sch. 1 para. 2(2) substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), **ss. 17(4)(b)(i)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F9** Words in Sch. 1 para. 2(2) inserted (1.4.2013) by Health and Social Care Act 2012 (c. 7), **ss. 17(4)(b)(ii)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F10** Words in Sch. 1 para. 2(2) substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), **ss. 17(4)(b)(iii)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F11** Sch. 1 para. 2(3) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 17(4)(c)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)

- 3 An arrangement under paragraph ^{F12}2(2) may provide for payments by the proprietor in question.

Textual Amendments

- F12** Word in Sch. 1 para. 3 substituted (1.4.2009) by Health and Social Care Act 2008 (c. 14), s. 170(3)(4), **Sch. 14 para. 6**; S.I. 2009/462, art. 5

- 4 ^{F13}A local authority may not provide for any medical inspection or treatment under paragraph 2(1)(a) unless the governing body of the educational establishment agrees to ^{F14}the inspection or (as the case may be) treatment].

Textual Amendments

- F13** Words in Sch. 1 para. 4 substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), **ss. 17(5)(a)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F14** Words in Sch. 1 para. 4 substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), **ss. 17(5)(b)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)

- 5 (1) Sub-paragraph (2) applies to—
- ^{F15}(a)
- (b) each governing body of a foundation, voluntary or foundation special school, in respect of the school.
- (2) The ^{F16}... governing body must make available to ^{F17}a local authority] such accommodation as is appropriate for the purpose of assisting ^{F18}it] to make provision under paragraph 1 in relation to the pupils in attendance at the schools or school in question.

Textual Amendments

- F15** Sch. 1 para. 5(1)(a) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 17(6)(a)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F16** Words in Sch. 1 para. 5(2) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), **ss. 17(6)(b)(i)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)

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F17 Words in Sch. 1 para. 5(2) substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 17\(6\)\(b\)\(ii\)](#), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)

F18 Word in Sch. 1 para. 5(2) substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\), ss. 17\(6\)\(b\)\(iii\)](#), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)

6 In paragraphs 1 to 5 any expression to which a meaning is given for the purposes of the Education Act 1996 (c. 56) or the School Standards and Framework Act 1998 (c. 31) has that meaning.

7 Any charge made under regulations under this Act in respect of the supply of drugs, medicines or appliances must be disregarded for the purposes of paragraphs 1 and 2.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 3B(1)(aa) inserted by [2022 c. 31 Sch. 3 para. 2\(b\)](#)
- s. 3B(1)(za) inserted by [2022 c. 31 Sch. 3 para. 2\(a\)](#)
- s. 13G(4) words omitted by virtue of 2012 c. 7, Sch. 14 para. 4A (as inserted) by [2014 c. 23 s. 120\(18\)\(a\)](#)
- s. 35(3A)(3B) inserted by [2012 c. 7 s. 159\(4\)](#)
- s. 35(3A) words substituted by [2022 c. 31 Sch. 5 para. 12\(4\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 35(3A) by 2012 c. 7 s.159(4) not yet in force.)
- s. 40(4)-(4B) substituted for s. 40(4) by [2012 c. 7 Sch. 14 para. 5](#)
- s. 42(1A) inserted by [2012 c. 7 Sch. 14 para. 6](#)
- s. 65F(2A)-(2F) inserted by [2012 c. 7 Sch. 14 para. 15\(4\)](#) (This amendment is itself amended before it comes into force by 2014 c. 23, ss. 85(15), 120(18)(b)(c), 127(1); S.I. 2014/1714, art. 3(2)(b)(c))
- s. 65H(10A) inserted by [2012 c. 7 Sch. 14 para. 17\(4\)](#)
- s. 65H(10A) omitted by [2022 c. 31 Sch. 8 para. 7\(7\)](#) (This amendment not applied to legislation.gov.uk. 2012 c. 7 Sch. 14 revoked at 1.7.2022 by 2022 c. 31, s. 186(6), Sch. 7 para. 13 before the insertion of s. 65H(10A) could come into effect.)
- s. 82A-83A and cross-heading substituted for s. 83 and cross-heading by [2022 c. 31 Sch. 3 para. 3](#)
- s. 84(4)-(4B) substituted for s. 84(4) by [2022 c. 31 Sch. 3 para. 4\(4\)](#)
- s. 92(5A) inserted by [2022 c. 31 Sch. 3 para. 9\(4\)](#)
- s. 94(3)(ca)(cb) substituted for s. 94(3)(ca) by [2022 c. 31 Sch. 3 para. 11\(3\)](#)
- s. 98A98B substituted for s. 98A by [2022 c. 31 Sch. 3 para. 14](#)
- s. 98BC-99B and cross-heading substituted for s. 99 and cross-heading by [2022 c. 31 Sch. 3 para. 15](#)
- s. 100(3A)(3B) inserted by [2022 c. 31 Sch. 3 para. 16\(4\)](#)
- s. 109(3)(ca)(cb) substituted for s. 109(3)(ca) by [2022 c. 31 Sch. 3 para. 23\(3\)](#)
- s. 112(1)(za) inserted by [2022 c. 31 Sch. 3 para. 24\(2\)\(b\)](#)
- s. 114A114B substituted for s. 114A by [2022 c. 31 Sch. 3 para. 26](#)
- s. 114C and cross-heading inserted by [2022 c. 31 Sch. 3 para. 27](#)
- s. 116A116B and cross-heading inserted by [2022 c. 31 Sch. 3 para. 30](#)
- s. 117(4)(4A) substituted for s. 117(4) by [2022 c. 31 Sch. 3 para. 31\(4\)](#)
- s. 125A125B substituted for s. 125A by [2022 c. 31 Sch. 3 para. 39](#)
- s. 223C(1)(c)(d) inserted by [2022 c. 31 s. 28](#)
- s. 223LA inserted by [2022 c. 31 s. 30\(3\)](#)
- Sch. 15 para. 4(1)(b) and word omitted by [2012 c. 7 Sch. 14 para. 39\(3\)](#)