

## SCHEDULES

### SCHEDULE 1

Section 91(2).

#### STATE HOSPITAL MANAGEMENT COMMITTEES

##### PART I

###### CONSTITUTION

- 1 A State Hospital Management Committee shall be a body corporate and shall have a common seal.
- 2 A State Hospital Management Committee shall consist of a chairman appointed by the Secretary of State and such number of other members so appointed as the Secretary of State thinks fit.
- 3 Not less than one half of the members of a State Hospital Management Committee shall be persons other than medical practitioners.
- 4 The application of the seal of a State Hospital Management Committee to any document shall be attested by at least one member of the Committee and by the person for the time being acting as secretary of the Committee.
- 5 Every document purporting to be an instrument issued by a State Hospital Management Committee and to be sealed and attested as aforesaid or to be duly signed on behalf of the Committee, shall be received in evidence and shall be deemed to be such an instrument without further proof, unless the contrary is shown.

##### PART II

###### SUPPLEMENTARY PROVISIONS

- 6 Regulations may make provision—
  - (a) as to the appointment, tenure and vacation of office of the chairman and other members of a State Hospital Management Committee ;
  - (b) as to the delegation of functions to committees or sub-committees composed, as to a majority, of members of a State Hospital Management Committee ; and
  - (c) as to the procedure of a State Hospital Management Committee, its committees and sub-committees.
- 7 The proceedings of a State Hospital Management Committee shall not be invalidated by any vacancy in membership or by any defect in the appointment of any member thereof.
- 8 The following provisions of the National Health Service (Scotland) Act 1978 shall apply to a State Hospital Management Committee as they apply to a Health Board, that is to say—

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*Status: This is the original version (as it was originally enacted).*

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- (a) section 77 (which gives default powers to the Secretary of State);
- (b) section 78 (which gives emergency powers to the Secretary of State);
- (c) sections 85(1), (2A), (4) and (6) (which contain provisions as to expenditure being met by the Secretary of State) ;
- (d) sections 85A(1) and (3) (which impose financial duties); and
- (e) section 86 (which provides for the auditing and examination of accounts).