

Changes to legislation: Health Services and Public Health Act 1968, SCHEDULE 4 is up to date with all changes known to be in force on or before 21 April 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 4

Section 78.

ENACTMENTS REPEALED

Modifications etc. (not altering text)

- C1** The text of Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and except for the entries relating to entries relating to (a) sections 31 and 33 of the National Assistance Act 1948 and (b) the National Assistance Act 1948 (Amendment) Act 1962 which have been repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\), s. 1\(1\)](#), [Sch. 1 Pt. XI](#), it does not reflect any amendments or repeals which may have been made prior to 1.2.1991

SCHEDULE 4

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ENACTMENTS REPEALED

Chapter	Short Title	Extent of Repeal
52 & 53 Vict. c. 72.	The Infectious Disease (Notification) Act 1889.	In section 4(2) the words " and shall pay " onwards.
60 & 61 Vict. c. 38.	The Public Health (Scotland) Act 1897.	Section 45.
26 Geo. 5 & 1 Edw. 8. c. 49.	The Public Health Act 1936.	Sections 144 to 146. Section 172.

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Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 6. c. 81.	The National Health Service Act 1946.	Section 5. Section 7(3)(c) and (d). In section 11, in subsection (9), in paragraph (i), the words " and compensation " except in relation to an order made in consequence of the occurrence, before the coming into operation of section 35 of this Act, of any of the events mentioned in paragraphs (a) to (c) of that subsection, and paragraph (ii). Section 22(2). Section 23. In section 28, subsection (1) subsection (2) (except in relation to services provided before the coming into operation of section 12 of this Act) and subsection (3). In section 29, subsection (1) and (except in relation to help provided before the coming into operation of section 13 of this Act) subsection (2). In section 31, in subsection (5), the words " and their compensation by the Minister ", except in relation to an order made under subsection (2), (3) or (4) of that section before the coming into operation of section 35 of this Act or an order made before the coming into operation of that section revoking an order made under any of those subsections. In section 40(2)(e), the words " and also for the remuneration of members of the Board ". Section 41(2) and (4). Section 48. In section 54, in subsection (3), the words " or by an Ophthalmic Services Committee on behalf of the Council ", and subsection (5). In section 57(1), the words " Ophthalmic Services Committee ". In section 63, the words from " or by any voluntary " to " 1959 ".

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Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 6. c. 31—cont.	The National Health Service Act 1946—cont.	In Schedule 1, in paragraph 2, the words from “and for the making of such payments” onwards. In Schedule 3, in Part IV, paragraphs 2(c) and 5. In Schedule 6, paragraph 3(b). In Schedule 7, paragraph 6(b). In Schedule 10, the words from “Where the local authority” to “by the local health authority”.
10 & 11 Geo. 6. c. 27.	The National Health Service (Scotland) Act 1947.	Section 5. In section 11, in subsection (10), in paragraph (i), the words “and compensation”, except in relation to an order made in consequence of the occurrence, before the coming into operation of section 35 of this Act, of any of the events mentioned in paragraphs (a) and (b) of that subsection. In section 22, subsection (3). Section 23. In section 27, subsection (3). In section 28, subsection (1) and (except in relation to help provided before the coming into operation of section 13 of this Act) subsection (2). In section 32, in subsection (5) the words “and their compensation by the Secretary of State” except in relation to an order made under subsections (2), (3) or (4) of that section before the coming into operation of section 35 of this Act or an order made before the coming into operation of that section revoking an order made under any of those subsections. In section 39, in subsection (2)(e) the words “and also for the remuneration of members of the Board”. In section 42, subsections (2) (as originally enacted) and (4). Section 48. In section 54, in subsection (1), the words from “and expenditure” where second occurring to the end of the subsection, and subsection (3).

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Chapter	Short Title	Extent of Repeal
10 & 11 Geo. 6. c. 27—cont.	The National Health Service (Scotland) Act 1947—cont.	In Schedule 1 in paragraph 2 the words from “and for the making of such payments” onwards. In Schedule 4 Part IV paragraphs 2(c) and 5. In Schedule 6, paragraph 4(c), the proviso to paragraph 4, and paragraph 8. In Schedule 7 paragraph 3(b). In Schedule 8 paragraph 6(b).
11 & 12 Geo. 6. c. 29.	The National Assistance Act 1948.	Section 26(6). Section 30(2). Section 31, except in relation to councils of county districts in England and Wales. In section 33, in the proviso, the words from “and in subsection (3) of the said section thirty-one” to the end of the proviso.
11 & 12 Geo. 6. c. 33.	The Nurseries and Child-Minders Regulation Act 1948.	In section 4(4), the proviso, except in relation to an offence committed before the coming into operation of section 60 of this Act. In section 7(2), the words “is refused admission to the home of a person registered under section one of this Act, or” and the words “admission has been refused or, as the case may be, that”.
12, 13 & 14 Geo. 6. c. 93.	The National Health Service (Amendment) Act 1949.	Section 12. In section 21, the words “or ophthalmic or dispensing optician”, the words “or optician” and the words “or to the satisfaction of the Minister acting on the advice of such a committee”. Section 22. In section 29(1), the words “the Fifth Schedule to the Act of 1946 and”. In the Schedule, in Part I, the words from “In subsection (2) of section twenty-two” to “food or articles”, the words from “In subsection (5) of section 54” to “(including travelling and subsistence expenses)”, the words from “In paragraph 2 of the First

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Chapter	Short Title	Extent of Repeal
12, 13 & 14 Geo. 6. c. 93 —cont.	The National Health Service (Amendment) Act 1949—cont.	Schedule " to " usual place of residence " and the words from " At the end of the said Part IV " onwards and in Part II the words from " In subsection (2) of section twenty-two " to " of such provision ", the words from " In subsection (3) of section 24 " to " (including travelling and subsistence expenses) ", the words from " in paragraph 2 of the First Schedule " to " set up as aforesaid ", the words from " For sub-paragraph (c) of paragraph 2 " to " usual place of residence ", the words from " at the end of the said Part IV " to " such bodies ", the words from " For sub-paragraph (c) of paragraph 4 " to " any approved duty " and the words from " At the end of the said paragraph 4 " onwards.
14 & 15 Geo. 6. c. 53.	The Midwives Act 1951.	In section 11(2), the words " or maternity nurses ".
15 & 16 Geo. 6 & 1 Eliz. 2. c. 25.	The National Health Service Act 1952.	Section 5(2) and (3).
1 & 2 Eliz. 2. c. 47.	The Emergency Laws (Miscellaneous Provisions) Act 1953.	Section 6(4).
4 & 5 Eliz. 2. c. 16.	The Food and Drugs Act 1955.	Section 26.
7 & 8 Eliz. 2. c. 72.	The Mental Health Act 1959.	Sections 6 and 7. Section 13(3). In Schedule 6, paragraph 1. In Schedule 7, the amendment of section 63 of the National Health Service Act 1946.
8 & 9 Eliz. 2. c. 61.	The Mental Health (Scotland) Act 1960.	In Schedule 4, the amendment of section 63 of the National Health Service (Scotland) Act 1947.
9 & 10 Eliz. 2. c. 43.	The Public Authorities (Allowances) Act 1961.	Sections 4, 5 and 6.

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Chapter	Short Title	Extent of Repeal
10 & 11 Eliz. 2. c. 24.	The National Assistance Act 1948 (Amendment) Act 1962.	As respects England and Wales, in section 1(1), the section substituted for section 31 of the National Assistance Act 1948, but except in relation to councils of county districts and, as respects Scotland, the whole Act.
1963 c. 33.	The London Government Act 1963.	Section 45(4). Section 46(3).
1964 c. xxxv.	The Newcastle upon Tyne Corporation Act 1964.	Section 29.
1967 c. 39.	The National Health Service (Family Planning) Act 1967.	In section 2, subsection (2) from the beginning to " section, and ". In section 3(1)(a), the words " or section 61 of the Local Government Act 1958 ".

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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. 59(2D) inserted by [S.I. 2006/1056 Sch. para. 1\(2\)\(c\)](#) (This amendment comes into force on the day on which 2005 asp 13, s. 20 comes into force, see art. 1(2)(b))
- s. 63(2)(aa) words inserted by [S.I. 2006/1056 Sch. para. 1\(3\)](#) (This amendment comes into force on the day on which 2005 asp 13, s. 20 comes into force, see art. 1(2)(b))