

## SCHEDULES

### SCHEDULE 16

#### CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

##### *The Polish Resettlement Act 1947*

- 1 In section 11(3)(b) (application to Scotland), for the words " the National Health Service (Scotland) Acts 1947 to 1972" substitute the words " the National Health Service (Scotland) Act 1978 ".

##### *The Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947*

- 2 In section 1(1)(d) (compulsory purchase of land by the Secretary of State), for the words " 58 of the National Health Service (Scotland) Act 1972 " substitute the words " 79 of the National Health Service (Scotland) Act 1978 ".

##### *The National Assistance Act 1948*

- 3 (1) In section 47 (removal of persons in need of care)—
- (a) in subsection (8), for the words " Acts 1947 to 1972 " substitute the words " Act 1978 ";
  - (b) in subsection (10), for the words "section sixteen of the National Health Service (Scotland) Act 1947" substitute the words " section 45 of the National Health Service (Scotland) Act 1978 " and for the word " sixteen " substitute the word " 45 ".
- (2) In section 64 (interpretation), in the definition of " hospital", for the words " eighty " and " 1947 " substitute the words " 108 " and " 1978 " respectively ;
- (3) In Schedule 6, in paragraph 9(3)(c), for the words " sixty-seven and eighty " and " 1947 " substitute the words " 108 and paragraph 8 of Schedule 15 " and " 1978 " respectively.

##### *The Law Reform (Personal Injuries) Act 1948*

- 4 In section 2(4) (measure of damages), for the words " National Health Service (Scotland) Act 1947 " substitute the words " National Health Service (Scotland) Act 1978 ".

##### *The Children Act 1948*

- 5 In section 59(1) (interpretation), in the definition of "hospital for the words " section eighty of the National Health Service (Scotland) Act 1947 " substitute the words " section 108(1) of the National Health Service (Scotland) Act 1978 ".

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*The Nurseries and Child Minders Regulation Act 1948*

- 6 In section 13(2) (interpretation), in the definition of " hospital", for the words " section eighty of the National Health Service (Scotland) Act 1948 " substitute the words " section 108(1) of the National Health Service (Scotland) Act 1978 " .

*The Nurses (Scotland) Act 1951*

- 7 In section 22 (expenditure of training nurses), in subsection (1), for the words " section 60 of the National Health Service (Scotland) Act 1972 " substitute the words " section 85 of the National Health Service (Scotland) Act 1978 " .

*The Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951*

- 8 In Schedule 2 (relevant service), in item 15, for the words " Acts 1947 to 1972 " substitute the words " Act 1978 " .

*The Medical Act 1956*

- 9 (1) In section 16(1) (employment in health centres), for the words " section 2 of the National Health Service (Scotland) Act 1972" substitute the words " section 36 of the National Health Service (Scotland) Act 1978 " .
- (2) In paragraph (a) of subsection (2) of that section, for the words "Part IV of the National Health Service (Scotland) Act 1947" substitute the words " Part II of the National Health Service (Scotland) Act 1978 " .

*The Dentists Act 1957*

- 10 In section 42(4) (restrictions on employment of ancillary dental workers), for the words " sections 2, 5 or 6 of the National Health Service (Scotland) Act 1972 " substitute the words " sections 36, 38 or 39 of the National Health Service (Scotland) Act 1978 " .

*The Opticians Act 1958*

- 11 (1) In section 21(2) (restrictions on supply and sale and supply of optical appliances), in paragraph (b) for the words " Part IV of the National Health Service (Scotland) Act 1947, the National Health Service (Scotland) Act 1972" substitute the words " National Health Service (Scotland) Act 1978 " .
- (2) In section 30(1) (interpretation)—
- (a) in the definition of " health service ophthalmic list"—
- (i) for the word " supplementary " where it first occurs substitute the word " general " ;
- (ii) for the words "section forty-two of the National Health Service (Scotland) Act 1947 " substitute the words " section 26 of the National Health Service (Scotland) Act 1978 " ;
- (b) in the definition of " health service tribunal" for the words " Eighth Schedule to the said Act of 1947 " substitute the words " Schedule 8 to the said Act of 1978 " .

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*The Mental Health (Scotland) Act 1960*

- 12 In section 27 (medical recommendations), in paragraph (c), for the words " section 1 or 2 of the Health Services and Public Health Act 1968 " substitute the words " section 57 or 58 of the National Health Service (Scotland) Act 1978 ".
- 13 (1) In section 101(2) (pocket money for patients), for the words "Acts 1947 to 1972" substitute the words " Act 1978 " and for the words " those Acts " substitute the words " that Act ".
- (2) In section 111 (interpretation), in the definition of "hospital", for the words " 1947 " substitute the words " 1978 ".

*The Public Bodies (Admission to Meetings) Act 1960*

- 14 In paragraph (2) of the Schedule (bodies to which Act applies), in sub-paragraph (d), for the words " 1972 " substitute the words " 1978 ".

*The Education (Scotland) Act 1962*

- 15 In section 57 (regulations as to medical and dental examination and inspection), for the words " section 6 of the National Health Service (Scotland) Act 1972 " substitute the words " section 39 of the National Health Service (Scotland) Act 1978 ".
- 16 In section 58(2) (medical inspection of pupils and young persons), for the words " section 6 of the National Health Service (Scotland) Act 1972 " substitute the words " section 39 of the National Health Service (Scotland) Act 1978 ".
- 17 In section 58A(2) (dental inspection of pupils and young persons), for the words " section 6 of the National Health Service (Scotland) Act 1972 " substitute the words " section 39 of the National Health Service (Scotland) Act 1978 ".
- 18 In section 145(22A) (interpretation), for the words "section 13" and "1972" substitute the words " section 2 " and " 1978 " respectively.

*The Emergency Laws (Re-enactments and Repeals) Act 1964*

- 19 In section 15 (interpretation), for the words " 1947 to 1972 " substitute the words " 1978 ".

*The Redundancy Payments Act 1965*

- 20 In Schedule 3 (National Health Service Employers), in paragraph 7, for the words " section 13(8) of the National Health Service (Scotland) Act 1972 " substitute the words " section 2(11) of the National Health Service (Scotland) Act 1978 ".

*The National Health Service Act 1966*

- 21 In section 2(1), for the words " 1947 " substitute the words " 1978 ".
- 22 In section 10—
- (a) in subsection (1), for the words " Part IV " and " 1947 " substitute the words " Part II " and " 1978 " respectively, and for the words "44" substitute the words " 33 ";
- (b) for subsection (3) substitute the words—

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“(3) Section 19(3) of the National Health Service (Scotland) Act 1978 shall cease to have effect on the coming into operation of this section.”.

23 In section 11, for the words " 1947" substitute the words " 1978 ".

*The Superannuation (Miscellaneous Provisions) Act 1967*

24 In section 7(5) (superannuation provisions of the National Health Service Acts), for the words " Acts 1947 to 1972 " substitute the words " Act 1978 ".

*The Abortion Act 1967*

25 In section 6 (interpretation), for the words " National Health Service (Scotland) Acts 1947 to 1966 " substitute the words " National Health Service (Scotland) Act 1978 ".

*The Health Services and Public Health Act 1968*

26 (1) In section 59(2) (extension of power), for the words " IV " and " 1947 " substitute the words " II " and " 1978 " respectively.

(2) In section 63 (provision of instruction for employees)—

(a) in subsection (2)(d), for the words " IV " and " 1947 " substitute the words " II " and " 1978 " respectively ;

(b) in subsection (8), in paragraph (b) of the definition of " the relevant enactments", for the words " section 6 of the National Health Service (Scotland) Act 1972" substitute the words " section 39 of the National Health Service (Scotland) Act 1978 ".

27 In section 64 (financial assistance to voluntary organisations)—

(a) in subsection (4)(a), for the words " 1972" substitute the words " 1978 ";

(b) in subsection (4)(b), for the words " IV " and " 1947 " substitute the words " II " and " 1978 ".

28 In section 65(6) (assistance by local authorities to voluntary organisations), in paragraph (c) of the substituted subsection (2B), for the words " 1947 to 1972 " substitute the words " 1978 ".

*The Social Work (Scotland) Act 1968*

29 (1) In section 60(1)(f) (control of certain establishments), for the words " 1947 or the National Health Service (Scotland) Act 1972 " substitute the words " 1978 ".

(2) In section 86(3) for the words " Part II of the National Health Service (Scotland) Act 1947 " substitute the words " Part II of the National Health Service (Scotland) Act 1978 ".

(3) In section 94(1), in the definition of " hospital", for the words " 1947 " substitute the words " 1978 ".

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*The Medicines Act 1968*

- 30 In section 131(5) (meaning of certain expressions), for the words " Acts 1947 to 1972 " substitute the words " Act 1978 ".
- 31 In section 132(1) (interpretation), in the definition of " health centre", for the words "section 2 of the National Health Service (Scotland) Act 1972 " substitute the words " section 36 of the National Health Service (Scotland) Act 1978 ".

*The Post Office Act 1969*

- 32 In section 86(1) (interpretation), in paragraph (b) of the definition of " national health service authority ", for the words " 1972 " substitute the words " 1978 ".

*The Chronically Sick and Disabled Persons Act 1970*

- 33 In section 17(1) (separation of younger from older patients), for the words " 1972 " substitute the words " 1978 ".

*The Vehicles and Excise Act 1971*

- 34 In section 7(2) (miscellaneous exemptions from duty), in paragraph (b), for the words " section 33(3) of the Health Services and Public Health Act 1968 " substitute the words " section 46(3) of the National Health Service (Scotland) Act 1978 ".

*The Tribunals and Inquiries Act 1971*

- 35 In paragraph 41 of Part II of Schedule 1 (tribunals supervised by Scottish Committee),—
- (a) in sub-paragraph (a), for the words " 13 of the National Health Service (Scotland) Act 1972" substitute the words " 2 of the National Health Service (Scotland) Act 1978 ";
  - (b) in sub-paragraph (b), for the words "section 43 of the [National Health Service \(Scotland\) Act 1947 \(c.27\)](#)" substitute the words " section 29 of the National Health Service (Scotland) Act 1978 ";
  - (c) in sub-paragraph (c), for the words "Acts 1947 to 1972" substitute the words " Act 1978 ".

*The Finance Act 1971*

- 36 In Schedule 13 (health service agreement) in paragraph 1(1) for the words " 1947 " substitute the words " 1978 ".

*The Finance Act 1972*

- 37 In section 70 (disabled person's vehicle maintenance grant), for the words " section 33(3) of the Health Services and Public Health Act 1968 " substitute the words " section 46(3) of the National Health Service (Scotland) Act 1978 ".

*The Local Government (Scotland) Act 1973*

- 38 In section 197 (inspection of documents) for the words " 1972 " substitute the words " 1978 ".

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*The Trade Union and Labour Relations Act 1974*

- 39 In section 30(2) (interpretation), in paragraph (a), for the words " section 34, section 39, section 40 or section 42 of the National Health Service (Scotland) Act 1947 " substitute the words " sections 19, 25, 26 and 27 of the National Health Service (Scotland) Act 1978 ".

*The Social Security Act 1975*

- 40 In section 37A(6) (mobility allowance), in paragraph (a) for the words " section 33 of the Health Services and Public Health Act 1968" substitute the words " section 46 of the National Health Service (Scotland) Act 1978 ".

*The Criminal Procedure (Scotland) Act 1975*

- 41 In section 462 (interpretation), in the definition of " hospital ", for the words " 1947 " substitute the words " 1978 ".

*The House of Commons Disqualification Act 1975*

- 42 In Schedule 1 in Part II (bodies of which all members are disqualified), in the entry relating to the Medical Practices Committee for the words " section 35 of the National Health Service (Scotland) Act 1947 " substitute the words " section 3 of the National Health Service (Scotland) Act 1978 ".

*The Health Services Act 1976*

- 43 In section 23 (interpretation), in the definition of "the National Health Service Acts", for the words " 1947 to 1973" substitute the words " 1978 ".

*The Social Security (Miscellaneous Provisions) Act 1977*

- 44 In section 13(3), in paragraph (a), for the words " section 33 of the Health Services and Public Health Act 1968 " substitute the words " section 46 of the National Health Service (Scotland) Act 1978 ".

*The Patents Act 1977*

- 45 In section 56(4), in paragraph (a), for the words " Part IV of the National Health Service (Scotland) Act 1947" substitute the words " Part II of the National Health Service (Scotland) Act 1978 ".