SCHEDULES

^{x1}SCHEDULE 1

AMENDMENTS CONSEQUENTIAL ON CHANGES IN THE LOCAL ADMINISTRATION OF THE HEALTH SERVICE

Editorial Information

X1 The text of Schedule 1 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

PART I

AMENDMENTS RELATING TO DISTRICT HEALTH AUTHORITIES

The Public Health Act 1936

[^{F1}1 In section 143(3) of the ^{M1}Public Health Act 1936 after the words "Area Health Authorities" there shall be inserted the words "District Health Authorities".]

Textu	ual Amendments		
F1	Sch. 1 paras. 1–3 repealed (E.W.) by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), s. 78(b), Sch. 3		
	Marginal Citations M1 1936 c. 49.		
2	In section 169(1) of the Public Health Act 1936, between the words "Area" and "Health Authority" there shall be inserted the words " or District ".		
3	In section 244(1) of the Public Health Act 1936, between the words "Area" and "Health Authority" there shall be inserted the words " or District ".		

The Polish Resettlement Act 1947

4 In section 4(1) of the ^{M2}Polish Resettlement Act 1947, after the words "Area Health Authorities" there shall be inserted the words " or District ".

Marginal Citations M2 1947 c. 19.

5

F2

Textual Amendments

F2 Sch. 1 para. 5 repealed by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(2), Sch. 10

The Recall of Army and Air Force Pensioners Act 1948

6 In the Schedule to the ^{M3}Recall of Army and Air Force Pensioners Act 1948, in paragraph 2, after the word "Wales" there shall be inserted the words " of a District Health Authority of which the district is in Wales".

Marginal Citations M3 1948 c. 8.

7, 8.^{F3}

Textual AmendmentsF3Sch. 1 paras. 7, 8 repealed by S.I. 1985/39, art. 9(a)

The Midwives Act 1951

- 9 (1) The ^{M4}Midwives Act 1951 shall be amended as provided in this paragraph.
 - (2) In section 23(2) for the words "of which the areas", there shall be substituted the words " and District Health Authorities of which the areas or districts ".
 - (3) In section 29(2), for the words from "Regional" to the end there shall be substituted the words "following authority for the region, area or district, as the case may be, in which the prosecution takes palce, that is to say—
 - (a) where the prosecution takes place in England, the Regional Health Authority for the region in which the prosecution takes a place; and
 - (b) where the prosecution takes place in Wales, the Area Health Authority or District Health Authority for the area or district.".

(4) For section 31 there shall be substituted the following—

The following health authorities shall be the local supervising authority over certified midwives, that is to say—

- (a) for midwives within a region in England, the Regional Health Authority for the region; and
- (b) for midwives within an area or district in Wales, the Area Health Authority or District Health Authority for the area or district.".

Marginal Citations M4 1951 c. 53.

The Landlord and Tenant Act 1954

10 In section 57(6) of the ^{M5}Landlord and Tenant Act 1954, after the words "Area Health Authority" there shall be inserted the words "District Health Authority".

Marginal Citations M5 1954 c. 56.

The Nurses Act 1957

- 11 (1) The ^{M6}Nurses Act 1957 shall be amended as provided in this paragraph.
 - (2) In section 11(2)(*c*), after the words "Area Health Authorities" there shall be inserted the words " and District Health Authorities ".
 - (3) In section 13(1), after the words "Area Health Authority" there shall be inserted the words "District Health Authority".
 - (4) In section 14, after the words "Area Health Authority" there shall be inserted the words "District Health Authority".
 - (5) In section 16, after the words "Area Health Authority" there shall be inserted the words "District Health Authority".
 - (6) In Schedule 2, in paragraph 1(*b*), after the words "the areas" there shall be inserted the words " and District Health Authorities of which the districts ".

Marginal Citations M6 1957 c. 15.

The Public Records Act 1958

¹² In Schedule 1 to the ^{M7}Public Records Act 1958, in the entries in the Table relating to National health service hospitals, for the words from "Regional" to "Area" (in both places) there shall be substituted the words "Regional, Area or District".

Marginal Citations M7 1958 c. 51.

13

F4

 F4
 Sch. 1 para. 13 repealed by Mental Health Act 1983 (c. 20, SIF 85), ss. 131(1), 148(3), Sch. 6

The Radioactive Substances Act 1960

¹⁴ In section 14(1) of the ^{M8}Radioactive Substances Act 1960, after the words "Area Health Authority" there shall be inserted the words " District Health Authority".

Marginal Citations M8 1960 c. 34.

15

F5

Textual Amendments

F5 Sch. 1 para. 15 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. IV**

The Parliamentary Commissioner Act 1967

16 In Schedule 3 to the ^{M9}Parliamentary Commissioner Act 1967, in paragraph 8, after the words "Area Health Authority" there shall be inserted the words " District Health Authority ".

Marginal Citations M9 1967 c. 13.

The Abortion Act 1967

- (1) In section 1(3) of the ^{M10}Abortion Act 1967, for the words from "the Minister" to the end there shall be substituted the words "the Secretary of State for the purposes of his functions under the National Health Service Act 1977 or the National Health Service (Scotland) Act 1978 or in a place approved for the purposes of this section by the Secretary of State."
 - (2) In section 3(1) of the Abortion Act 1967, for the words from "a Minister" to "Acts" there shall be substituted the words " the Secretary of State ".

Marginal Citations M10 1967 c. 87.

The Leasehold Reform Act 1967

¹⁸ In section 28 of the ^{MII}Leasehold Reform Act 1967, in subsection (5)(d), after the words "Area Health Authority", there shall be inserted the words " any District Health Authority " and, in subsection (6)(c), after the words "Area Health Authority" there shall be inserted the words " District Health Authority ".

Marginal Citations M11 1967 c. 88.

The Health Services and Public Health Act 1968

- 19 (1) The ^{M12}shall be amended as provided in this paragraph.
 - [^{F6}(2) In section 48(2), in paragraph (*a*), after the words "whose area" there shall be inserted the words " or the District Health Authority within whose district " and, in paragraph (*b*), after the words "for that area", there shall be substituted the words " or the District Health Authority for the district ".]
 - (3) In section 63, in subsection (1)(*a*) and in subsection (2)(*b*), after the words "Area Health Authority" there shall be inserted the words "District Health Authority".
 - (4) In section 64, in subsection (3)(*b*), after the words "Area Health Authority" there shall be inserted the words " or District Health Authority ".
 - [^{F6}(5) In section 70(1), after the words "whose area", there shall be inserted the words " or the District Health Authority within whose district ".]

Textual Amendments

F6 Sch. 1 para. 19(2)(5) repealed (E.W.) by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1),
 s. 78(b), Sch. 3

Marginal Citations

M12 Health Services and Public Health Act 1968

The Post Office Act 1969

20 In section 86(1) of the ^{M13}Post Office Act 1969, in the definition of "national health service authority", in relation to England and Wales, after the words "Area Health Authority", there shall be inserted the words " District Health Authority ".

Marginal Citations M13 1969 c. 48.

21

F7

Textual Amendments

F7 Sch. 1 para. 21 repealed by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), s. 3(1),
Sch. 1 Pt. I (with s. 5, Sch. 4 paras. 1, 2)

The Local Government Act 1972

In section 113(1A) of the ^{M14}Local Government Act 1972, after the words "Area Health Authority", where first appearing, there shall be inserted the words "District Health Authority" and for the words "or Area", in paragraphs (*a*) and (*b*), there shall be substituted the words "Area or District".

Marginal Citations M14 1972 c. 70

The National Health Service Reorganisation Act 1973

- 23 (1) The ^{M15}National Health Service Reorganisation Act 1973 shall be amended as provided in this paragraph.
 - (2) In section 14(2), in paragraph (*a*), between the words "Area" and "Health Authorities" there shall be inserted the words " or District " and in paragraph (*b*), for the figure "3" (in both places), there shall be substituted the figure " 2 ".
 - (3) In section 18(7), in the definition of "new health authority", between the words "Area" and "Health Authority" there shall be inserted the words " or District ".
 - (4) In section 24(1), in column 2 of the Table, after the words "Area Health Authorities" in the second paragraph, there shall be inserted the words " District Health Authorities " and between the words "Area" and "Health" in the third paragraph, there shall be inserted the words " or District ".

Marginal Citations M15 1973 c. 32.

The Health and Safety at Work, etc. Act 1974

In section 60(1) of the ^{MI6}Health and Safety at Work, etc. Act 1974, after the words "Area Health Authority", there shall be inserted the words " and each District Health Authority ".

Marginal Citations		
M16 1974 c. 37.		

The Trade Union and Labour Relations Act 1974

In section 30(2) of the ^{M17}Trade Union and Labour Relations Act 1974, after the words "Area Health Authority" in paragraphs (*a*) and (*b*), there shall be inserted the words " District Health Authority ".

Marginal Citations M17 1974 c. 52.

The House of Commons Disqualification Act 1975

²⁶ In Part III of Schedule 1 to the ^{MI8}House of Commons Disqualification Act 1975, in the entry relating to a Chairman in receipt of remuneration of any Regional Health Authority, Area Health Authority or special health authority, for the words "or Area Health Authority (Teaching) or of any" there shall be substituted the words " District Health Authority or " and at the end there shall be added the words " (within the meaning of the National Health Service Act 1977)".

Marginal Citations M18 1975 c. 24.

[^{F8}The Nursing Homes Act 1975]

Textu	al Amendments
F8	Sch. 1 para. 27 repealed (E.W.) by Registered Homes Act 1984 (c. 23, SIF 113:3), s. 57, Sch. 3

In section 2(3)(*a*) of the ^{M19}Nursing Homes Act 1975, for the words "by virtue of" there shall be substituted the words " for the purposes of his functions under ".]

Marginal Citations M19 1975 c. 37.

The National Health Service Act 1977

Section 8 of the Act of 1977 shall be amended as follows—

- (a) for subsection (1) there shall be substituted the following subsections—
 - "(1) It is the Secretary of State's duty to establish by order in accordance with Part I of Schedule 5 to this Act—
 - (a) authorities for such regions in England as he may by order determine; and
 - (b) authorities for such areas or districts in Wales or those regions in England as he may by order determine,

and orders determining regions, areas or districts in pursuance of this subsection shall be separate from orders establishing authorities for the regions, areas or districts.

- (1A) The authorities established by order under subsection (1) above shall be named as follows—
 - (a) an authority established for a region shall be called a Regional Health Authority;
 - (b) an authority established for an area shall, according as is provided in the order, be called an Area Health Authority with or without the word "Teaching"; and
 - (c) an authority for a district shall, according as is provided in the order, be called either a District Health Authority with or without the word "Teaching" or by a special name indicating the authority's connection with the district or a place in the district, with or without the word "Teaching"; but in the following provisions of this Act, except where the context otherwise requires, "Area Health Authority" and "District Health Authority" mean respectively the authority for an area and the authority for a district whether or not the name of the authority incorporates the word "Teaching" or, in the case of an authority for a district, the word "District"";
- (b) in subsection (2), after the word "area" (in both places) there shall be inserted the words "or district" and between the words "Area" and "Health Authority" the words " or District "; and
- (c) in subsection (3), after the words "areas" and "area" there shall be inserted the words " or districts " and " or district " respectively.

28

Textual Amendments F9 Sch. 1 para. 29 repealed by Health and Social Services and Social Security Adjudications Act 1983 (c. 41, SIF 113:3), s. 30(1), Sch. 10 Pt. I F10

30

Textual Amendments

F10 Sch. 1 para. 30 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

- 31 In section 11(1) of the Act of 1977 between the words "Area" and "Health Authority" there shall be inserted the words " or District ".
- 32 In section 12(a) of the Act of 1977 the word "and" shall be omitted and after the words "Area Health Authorities" there shall be inserted the words " and District Health Authorities ".
- 33 In section 13(1) of the Act of 1977, after the word "Wales" there shall be inserted the words " a District Health Authority of which the district is in Wales ".
- 34 In section 14(1) and (2) of the Act of 1977 between the words "Area" and "Health Authority" (wherever occurring) there shall be inserted the words " or District " and in subsection (1) after the word "area" there shall be inserted the words " or district ".
- 35

Textual Amendments

F11 Sch. 1 para. 35 repealed by S.I. 1985/39, art. 9(*a*)

36

Section 16 of the Act of 1977 shall be amended as follows-

- in subsection (1), between the words "Area" and "Health Authority" there (a) shall be inserted the words " or District "; and
- in subsection (2), for the words "or Area" there shall be substituted the (b) words "Health Authority, an Area Health Authority, a District" and after the words "same name" there shall be inserted the words " an Area Health Authority and a District Health Authority are equivalent to each other ".

37

Textual Amendments

F12 Sch. 1 para. 37 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

38 In section 18(3) of the Act of 1977 between the words "Area" and "Health Authority" there shall be inserted the words " or District ".

39 In section 19(3) of the Act of 1977 after the word "Authority" there shall be inserted the words " or for the district of a District Health Authority " and, in the paragraph beginning "A committee", there shall be inserted, after the words "called the Area", the words " or the District " and after the words "for the area" the words " or district ".

40 Section 20 of the Act of 1977 shall be amended as follows—

- (a) in subsection (1), after the word "Authority" there shall be inserted the words " and a council for the district of each District Health Authority " and after the word "areas" there shall be inserted the words " or districts ";
- (b) in subsection (2)(a), after the word "Authorities", there shall be inserted the words " or for a district which includes the districts or parts of the districts of two or more District Health Authorities "; and
- (c) in subsection (2)(*b*), after the word "Authority" there shall be inserted the words " or of the district of a District Health Authority ".

41 Section 22 of the Act of 1977 shall be amended as follows—

- (a) in subsection (2), after the word "Authorities" there shall be inserted the words " and District Health Authorities " and, in the Table, in column 1, between the words "Area" and "Health Authority" (wherever occurring) there shall be inserted the words " or District " and, in column 2, after the word "area" there shall be inserted the words " or district ";
- (b) in subsection (3) between the words "Area" and "Health Authority" (in both places) there shall be inserted the words " or District "; and
- (c) in subsection (4)(*b*), between the words "Area" and "Health Authority" (in both places) there shall be inserted the words " or District " and after the words "the area" there shall be inserted the words " or district ".
- 42 F13

Textual Amendments

F13 Sch. 1 para. 42 repealed by S.I. 1985/39, art. 9(*b*)

43

Section 30 of the Act of 1977 shall be amended as follows-

- (a) in subsection (1), ... ^{F14}immediately before the words "be entitled" there shall be inserted the words " subject to the provisions of this Part of this Act relating to the disqualification of practitioners "; and
- (b) subsection (2) shall be omitted.

Textual Amendments F14 Words repealed by S.I. 1985/39, art. 9(c)

Textual Amendments

F15 Sch. 1 paras. 44–49, 51 repealed by S.I. 1985/39, art. 9(d)

- 50 In section 37(*b*) of the Act of 1977 between the words "Area" and "Health Authority" there shall be inserted the words " or District ".
- 51 F16

Textual Amendments

F16 Sch. 1 paras. 44–49, 51 repealed by S.I. 1985/39, art. 9(*d*)

52 In section 39 of the Act of 1977, in paragraph (*b*), after the words "the provisions of this" there shall be inserted the words " Part of this ", ... ^{F17}

Textual Amendments

F17 Words expressed to be omitted by S.I. 1985/39, art. 9(e)

53

F18

Textual Amendments

F18 Sch. 1 para. 53 repealed by S.I. 1985/39, art. 9(*f*)

54

Textual Amendments

F19 Sch. 1 para. 54 repealed by S.I. 1985/39, art. 9(*f*) and by National Health Service (Amendment) Act 1986 (c. 66, SIF 113:2), s. 8(3)

F19

55

F20

Textual Amendments

F20 Sch. 1 para. 55 repealed by S.I. 1985/39, art. 9(*f*)

56, 57. F²¹

Textual Amendments

F21 Sch. 1 paras. 56, 57 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

58—61. F22

Textual Amendments

F22 Sch. 1 paras. 58–61 repealed by S.I. 1985/39, art. 9(f)

- 62 In section 65(1) of the Act of 1977, after the word "area", there shall be inserted the words " or district ".
- 63 In section 66(1) of the Act of 1977, after the word "area", there shall be inserted the words " or district ".
- 64 In section 83(*a*) and (*b*) of the Act of 1977 after the words "Area Health Authority" there shall be inserted the words " a District Health Authority ".
- 65 In section 85(1) of the Act of 1977 after paragraph (*b*), there shall be inserted the following paragraph—
 - "(bb) any District Health Authority;"
- 66 In section 88 of the Act of 1977, in subsection (1) for the words "so vests" there shall be substituted the words " is so vested " and in subsection (2) for the words "section 6 of the Act of 1946" there shall be substituted the words " the exercise of the power hereby conferred ".
- 67 In section 91(3)(*b*) of the Act of 1977, between the words "Area" and "Health" there shall be inserted the words " or District ".
- 68 In section 95(1) of the Act of 1977 for the word "and" (where first occurring) there shall be substituted the word " or ".
- 69 Section 98 of the Act of 1977 shall be amended as follows—
 - (a) in subsection (1) after paragraph (b) there shall be inserted the following paragraph—

"(bb) every District Health Authority;"; . . . F23

Textual Amendments

F23 Sch. 1 para. 69(*b*) and the word immediately preceding it repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

70 In section 99(1) of the Act of 1977 after paragraph (*b*), there shall be inserted the following paragraph—

"(bb) District Health Authorities;".

- 71 In section 104(1)(a) of the Act of 1977, between the words "Area" and "Health Authorities", there shall be inserted the words " or District ".
- 72 In section 109 of the Act of 1977 after paragraph (b) there shall be inserted the following paragraph— "(b) District Health Authorities:"

"(bb) District Health Authorities;".

73 In section 110 of the Act of 1977, after paragraph (*a*) there shall be inserted the following paragraph—

"(aa) A District Health Authority of which the district is in Wales,";

... F24

Textual Amendments

F24 Words repealed by S.I. 1985/39, art. 9(g)

74 In section 119(1) of the Act of 1977, in paragraphs (*d*), (*e*) and (*f*), between the words "Area" and "Health Authority", there shall be inserted the words " or District " and after the word "area" (in both places) there shall be inserted the words " or district ".

75

Section 124 of the Act of 1977 shall be amended as follows—

- (a) in subsection (2), between the words "Area" and "Health Authority", there shall be inserted the words " or District " and after the word "area" (in both places) there shall be inserted the words " or district ";
- (b) in subsection (4), between the words "Area" and "Health Authority", there shall be inserted the words " or District " and after the words "the area" the words " or district ";
- (c) in subsection (5), between the words "Area" and "Health Authority" (in both places) there shall be inserted the words " or District " and after the words "their area" there shall be inserted the words " or district "; and
- (d) in subsection (6), between the words "Area" and "Health Authority" there shall be inserted the words " or District ".

- 76 In section 125 of the Act of 1977 after paragraph (b) there shall be inserted the following paragraph—
 - "(bb) a District Health Authority;".
- 77 Section 128(1) of the Act of 1977 shall be amended as follows-
 - (a) in the appropriate place in alphabetical order there shall be inserted the following definition- " "Area Health Authority" and "District Health Authority" mean respectively the authority for an area and the authority for a district, whether or not the name of the authority incorporates the word "Teaching" or, in the case of an authority for a district, the word "District"";
 - F25 (b)
 - in the definition of "the health service", after the words "in pursuance of", (c) there shall be inserted the words "section 1 of the National Health Service Act 1946 and continued under ";
 - in the definition of "health service hospital", after the word "State", there (d) shall be inserted the words " for the purposes of his functions "; and
 - for the definition of "voluntary", there shall be substituted the following (e) definition- " "voluntary organisation" means a body the activities of which are carried on otherwise than for profit, but does not include any public or local authority; ".

Textual Amendments

F25 Sch. 1 para, 77(b) repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

- 78 (1) In Schedule 5 to the Act of 1977, the title of the Schedule shall be amended by substituting for the words "AND AREA" the words "AREA AND DISTRICT" and Part I shall be amended as provided in this paragraph.
 - (2) ^{F26}

Textual Amendments

F26 Sch. 1 para, 78(2)–(6) repealed by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(2), Sch. 10

79

F27

Textual Amendments

- F27 Sch. 1 para. 79 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I and expressed to be repealed by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(2), Sch. 10
- 80 (1) In Schedule 5 to the Act of 1977, Part III shall be amended as provided in this paragraph.

- (2) In paragraph 8, after the words "Area Health Authority", there shall be inserted the words "District Health Authority".
- (3) In paragraph 10(3)(b) and (d), between the words "Area" and "Health Authority" (wherever occurring) there shall be inserted the words " or District " and after the word "area" there shall be inserted the words " or district ".
- 81 (1) Schedule 6 to the Act of 1977 shall be amended as provided in this paragraph.
 - (2) In paragraph 1(1), for the words "area of an Area" there shall be substituted the words "area or district of an Area or District".
 - (3) In paragraph 4, for the words "area of an Area" there shall be substituted the words "area or district of an Area or District".
 - (4) At the end of paragraph 5 there shall be added the following sub-paragraph—
 - "(d) in relation to the district of a District Health Authority, that District Health Authority".
- 82 (1) Schedule 7 to the Act of 1977 shall be amended as provided in this paragraph.
 - (2) ^{F28}
 - (4) In paragraph 7, in the definition of "district", for the words after "Authority" there shall be substituted the words " or the district or part of of the district of a District Health Authority or for such an area or district or part thereof together with the areas or parts of the areas of other Area Health Authorities or the districts or parts of districts or parts of the areas of other District Health Authorities ".

Textual Amendments

F28 Sch. 1 paras. 82(2)(3), 87–97 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

83 In Schedule 15 to the Act of 1977, in paragraph 46(*c*), for the words "(*a*)(xvii) add "(xviii)"", there shall be substituted the words "(*a*)(xviii) add "(xix)" " and in paragraph 47(*c*), for the words "(*b*)(xviii) add "(xix)"", there shall be substituted the words "(*b*)(xix) add "(xx)" ".

The Employment Protection (Consolidation) Act 1978

⁸⁴ In section 29 of the ^{M20}Employment Protection (Consolidation) Act 1978, in subsection (1)(d), for the words "or Area", there shall be substituted the words "an Area Health Authority or a District" and, in subsection (2)(b), the word "and" where first appearing shall be omitted and after the words "Area Health Authority" there shall be inserted the words " and District Health Authority".

Marginal Citations M20 1978 c. 44.

85 In Schedule 5 to the Employment Protection (Consolidation) Act 1978, in paragraph 1, after the words "Area Health Authority" there shall be inserted the words " and District Health Authority ".

The Nurses, Midwives and Health Visitors Act 1979

86 In section 16(1) of the ^{M21}Nurses, Midwives and Health Visitors Act 1979, at the end of paragraph (*b*) there shall be added the words " and District Health Authorities ".

Marginal Citations M21 1979 c. 36.

Status:

Point in time view as at 01/02/1991.

Changes to legislation:

There are currently no known outstanding effects for the Health Services Act 1980, Part I.