

Changes to legislation: Health Services Act 1980 is up to date with all changes known to be in force on or before 24 May 2023. 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

^{X1}SCHEDULE 1

Sections 1 and 2.

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- X1** The text of Schedule 1 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.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

Textual 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- F1** Sch. 1 paras. 1–3 repealed (E.W.) by [Public Health \(Control of Disease\) Act 1984 \(c. 22, SIF 100:1\)](#), s. 78(b), Sch. 3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

- ^{F2}4

Textual Amendments

- F2** Sch. 1 Pt. I, para. 4 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by [1995 c. 17](#), ss. 5(1)(2), 8, [Sch. 3](#) (with [Sch. 2](#) paras. 6, 16)

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5 F3

Textual Amendments
F3 Sch. 1 para. 5 repealed by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(2), Sch. 10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

F46

Textual Amendments
F4 Sch. 1 Pt. I, para. 6 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

7, 8. F5

Textual Amendments
F5 Sch. 1 paras. 7, 8 repealed by S.I. 1985/39, art. 9(a)

The Midwives Act 1951

F69

Textual Amendments
F6 Sch. 1 Pt. I, para. 9 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The Landlord and Tenant Act 1954

F710

Textual Amendments
F7 Sch. 1 Pt. I, para. 10 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The Nurses Act 1957

F811

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Textual Amendments

F8 Sch. 1 Pt. I, para. 11 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The Public Records Act 1958

12 In Schedule 1 to the ^{M2}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

M2 1958 c. 51.

13 **F9**

Textual Amendments

F9 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

^{F10}14

Textual Amendments

F10 Sch. 1 Pt. I, para. 14 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

15 **F11**

Textual Amendments

F11 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

^{F12}16

Textual Amendments

F12 Sch. 1 Pt. I, para. 16 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

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The Abortion Act 1967

- 17 (1) In section 1(3) of the ^{M3}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

M3 1967 c. 87.

The Leasehold Reform Act 1967

^{F13}18

Textual Amendments

F13 Sch. 1 Pt. I, para. 18 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The Health Services and Public Health Act 1968

19 ^{F14}(1)

[^{F15}(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 ”.]

^{F14}(3)

^{F14}(4)

[^{F15}(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

F14 Sch. 1 Pt. I, para. 19(1)(3)(4) repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F15 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

The Post Office Act 1969

^{F16}20

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Textual Amendments

F16 Sch. 1 Pt. I, para. 20 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

21 **F17**

Textual Amendments

F17 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

F1822

Textual Amendments

F18 Sch. 1 Pt. I, para. 22 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The National Health Service Reorganisation Act 1973

F1923

Textual Amendments

F19 Sch. 1 Pt. I, para. 23 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The Health and Safety at Work, etc. Act 1974

F2024

Textual Amendments

F20 Sch. 1 Pt. I, para. 24 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The Trade Union and Labour Relations Act 1974

F2125

Textual Amendments

F21 Sch. 1 para. 25 repealed (16.10.1992) by Trade Union and Labour Relations (Consolidation) Act 1992, ss. 300(1), 302, Sch. 1

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The House of Commons Disqualification Act 1975

F22 26

Textual Amendments
F22 Sch. 1 Pt. I, para. 26 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

[F23] The Nursing Homes Act 1975

Textual Amendments
F23 Sch. 1 para. 27 repealed (E.W.) by Registered Homes Act 1984 (c. 23, SIF 113:3), s. 57, Sch. 3

27 In section 2(3)(a) of the M4 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
M4 1975 c. 37.

The National Health Service Act 1977

F24 28

Textual Amendments
F24 Sch. 1 Pt. I, para. 28 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

29 F25

Textual Amendments
F25 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

30 F26

Textual Amendments
F26 Sch. 1 para. 30 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

F27 31

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Textual Amendments

F27 Sch. 1 Pt. I, para. 31 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F28 32

Textual Amendments

F28 Sch. 1 Pt. I, para. 32 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F29 33

Textual Amendments

F29 Sch. 1 Pt. I, para. 33 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F30 34

Textual Amendments

F30 Sch. 1 Pt. I, para. 34 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

35 **F31**

Textual Amendments

F31 Sch. 1 para. 35 repealed by S.I. 1985/39, art. 9(a)

F32 36

Textual Amendments

F32 Sch. 1 Pt. I, para. 36 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

37 **F33**

Textual Amendments

F33 Sch. 1 para. 37 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, Sch. 8 Pt. I

F34 38

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Textual Amendments

F34 Sch. 1 Pt. I, para. 38 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F3539

Textual Amendments

F35 Sch. 1 Pt. I, para. 39 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F3640

Textual Amendments

F36 Sch. 1 Pt. I, para. 40 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F3741

Textual Amendments

F37 Sch. 1 Pt. I, para. 41 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

42 **F38**

Textual Amendments

F38 Sch. 1 para. 42 repealed by S.I. 1985/39, art. 9(b)

F3943

Textual Amendments

F39 Sch. 1 Pt. I, para. 43 repealed (10.12.1998) by 1997 c. 46, s. 41(12), Sch. 3 Pt. I; S.I. 1998/2840, art. 2(3), Sch.

44—49. **F40**

Textual Amendments

F40 Sch. 1 paras. 44—49, 51 repealed by S.I. 1985/39, art. 9(d)

F4150

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Textual Amendments

F41 Sch. 1 Pt. I, para. 50 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)

51 **F42**

Textual Amendments

F42 Sch. 1 paras. 44–49, 51 repealed by S.I. 1985/39, **art. 9(d)**

^{F43}52

Textual Amendments

F43 Sch. 1 para. 52 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

53 **F44**

Textual Amendments

F44 Sch. 1 para. 53 repealed by S.I. 1985/39, **art. 9(f)**

54 **F45**

Textual Amendments

F45 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)**

55 **F46**

Textual Amendments

F46 Sch. 1 para. 55 repealed by S.I. 1985/39, **art. 9(f)**

56, 57. **F47**

Textual Amendments

F47 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. **F48**

Textual Amendments

F48 Sch. 1 paras. 58–61 repealed by S.I. 1985/39, **art. 9(f)**

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F49 62

Textual Amendments

F49 Sch. 1 Pt. I, para. 62 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F50 63

Textual Amendments

F50 Sch. 1 Pt. I, para. 63 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F51 64

Textual Amendments

F51 Sch. 1 Pt. I, para. 64 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F52 65

Textual Amendments

F52 Sch. 1 Pt. I, para. 65 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F53 66

Textual Amendments

F53 Sch. 1 para. 66 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), Sch. 4 (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

F54 67

Textual Amendments

F54 Sch. 1 Pt. I, para. 67 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F55 68

Textual Amendments

F55 Sch. 1 para. 68 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), Sch. 4 (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

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69 Section 98 of the Act of 1977 shall be amended as follows—

- ^{F56}(a)
- (b) ^{F57}

Textual Amendments

- F56** Sch. 1 Pt. I para. 69(a) repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)
- F57** 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**

^{F58}70

Textual Amendments

- F58** Sch. 1 Pt. I, para. 70 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)

^{F59}71

Textual Amendments

- F59** Sch. 1 Pt. I, para. 71 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)

^{F60}72

Textual Amendments

- F60** Sch. 1 para. 72 repealed (5.2.1994) by 1993 c. 46, ss. 20, 22(4), **Sch.3** (with s. 3(4)).

^{F61}73

Textual Amendments

- F61** Sch. 1 para. 73 repealed (5.2.1994) by 1993 c. 46, ss. 20, 22(4), **Sch.3** (with s. 3(4)).

^{F62}74

Textual Amendments

- F62** Sch. 1 para. 74 repealed (5.2.1994) by 1993 c. 46, ss. 20, 22(4), **Sch.3** (with s. 3(4)).

^{F63}75

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Textual Amendments

F63 Sch. 1 Pt. I, para. 75 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)

76 ^{F64}

Textual Amendments

F64 Sch. 1 Pt. I, para. 76 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)

^{F65}77

Textual Amendments

F65 Sch. 1 para. 77 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

78 ^{F66}(1)
(2) ^{F67}

Textual Amendments

F66 Sch. 1 Pt. I, para. 78(1) repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)
F67 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 ^{F68}

Textual Amendments

F68 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**

^{F69}80

Textual Amendments

F69 Sch. 1 Pt. I, para. 80 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, **Sch. 3** (with Sch. 2 paras. 6, 16)

^{F70}81

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Textual Amendments

F70 Sch. 1 Pt. I, para. 81 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

82 ^{F71}(1)
(2) ^{F72}
^{F71}(4)

Textual Amendments

F71 Sch. 1 Pt. I, para. 82(1)(4) repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

F72 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 ^{F73}

Textual Amendments

F73 Sch. 1 para. 83 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), Sch. 4 (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

The Employment Protection (Consolidation) Act 1978

^{F74}84

Textual Amendments

F74 Sch. 1 Pt. I, para. 84 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

^{F75}85

Textual Amendments

F75 Sch. 1 Pt. I, para. 85 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

The Nurses, Midwives and Health Visitors Act 1979

^{F76}86

Textual Amendments

F76 Sch. 1 Pt. I, para. 86 repealed (28.6.1995 for specified purposes and otherwise 1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

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PART II

AMENDMENTS RELATING TO SHARED FAMILY PRACTITIONER COMMITTEES

87—97. **F77**

Textual Amendments
F77 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**

98 **F78**

Textual Amendments
F78 Sch. 1 para. 98 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 S.I. 1985/39, **art. 9(h)**

99 **F79**

Textual Amendments
F79 Sch. 1 para. 99 repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, **Sch. 8 Pt. I**

F80 SCHEDULE 2

Textual Amendments
F80 Sch. 2 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. **1(1)**, {Sch. 1 Pt. 5 Group 9}

F86X2 SCHEDULE 3

Section 15.

MINOR AND CONSEQUENTIAL AMENDMENTS OF THE ACT OF 1976

Editorial Information
X2 The text of Schedule 3 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.

Textual Amendments
F86 Sch. 2 paras. 1–6, Sch. 3 repealed (1.4.1991) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(2), **Sch. 10**

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- 1 In this Schedule references to sections are references to sections of the Act of 1976.
- 2 (1) In subsection (2) of section 13 (authorisations to construct or extend controlled premises) for the words “the National Health Service Acts” and “those Acts” (in both cases as originally enacted) there shall be substituted the words “ the principal Act ” and “ that Act ” respectively.
- (2) For subsection (3) of that section there shall be substituted the following subsection—
- “(3) The matters referred to in subsection (2) above are—
- (a) how much accommodation and what facilities are or will be provided at, and what are or will be the staffing requirements of, relevant hospital premises in the area or areas served by the health service hospital or hospitals concerned;
- (b) how much accommodation or additional accommodation the works would provide;
- (c) what facilities or additional facilities the works would enable to be provided; and
- (d) what staffing requirements or additional staffing requirements the works would give rise to.”.
- (3) In subsection (4) of that section after the words “as to” there shall be inserted the words “ the use of the premises, ”.
- 3 In subsection (4) of section 16 (regulations in connection with the provisions of Part III) after the words “notifiable works” there shall be inserted the words “ or a notifiable change ”.
- 4 In subsection (2)(a) of section 18 (offences) after the words “notifiable works” there shall be inserted the words “ or the making of any notifiable change ” .
- 5 (1) Section 20 (interpretation of Part III) shall be amended as provided in this paragraph.
- (2) After the definition of “controlled works” there shall be inserted the following definition— “ “health authority” means, for England and Wales, an Area Health Authority or a District Health Authority or, for Scotland, a Health Board; ”.
- (3) In the definition of “hospital premises” for the words “has the meaning given by section 14(7)” there shall be substituted the words “ and “hospital services” have the meanings given by section 12(2) ”.
- (4) In the definition of “notifiable works” for the words “has the meaning” there shall be substituted the words “ and “notifiable change” have the meanings ”.
- (5) After the definition of “prescribed” there shall be inserted the following definition — “ “relevant hospital premises” has the meaning given by section 12(2) above; ”.
- 6 (1) In subsection (1) of section 23 (general interpretation, amendments and repeals) for the definition of “the principal Act” there shall be substituted the following definition — “ “the principal Act” means, for England and Wales, the ^{M5}National Health Service Act 1977 or, for Scotland, the ^{M6}National Health Service (Scotland) Act 1978; ”.
- (2) After subsection (2) there shall be inserted the following subsection—
- “(2A) The Secretary of State may by order provide that this Act shall extend to the Isles of Scilly with such modifications, if any, as are specified in the order,

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and except as may be so provided this Act does not extend to the Isles of Scilly.”.]

Marginal Citations

- M5** 1977 c. 49.
- M6** 1978 c. 29.

SCHEDULE 4

Section 16.

NURSING HOMES AND MENTAL NURSING HOMES, ETC.

PART I

ENGLAND AND WALES

1—5. ^{F87}

Textual Amendments

- F87** Sch. 4 Pt. I (paras. 1–5) repealed (E.W.) by [Registered Homes Act 1984 \(c. 23, SIF 113:3\)](#), s. 57, [Sch. 3](#)

^{X3F88}**PART II**

SCOTLAND

Editorial Information

- X3** The text of Schedule 4 Pt. II 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.

Textual Amendments

- F88** Sch. 4 Pt. II (except para. 16) repealed (S.) (1.4.2002) by [2001 asp 8](#), ss. 80(1), 81(2), [Sch. 4](#); [S.S.I. 2002/162](#), [art. 2](#) (subject to [arts. 3-13](#))

6 ^{F89}

Textual Amendments

- F89** Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by [Regulation of Care \(Scotland\) Act 2001 \(asp 8\)](#), ss. 80(1), 81(2), [Sch. 4](#); [S.S.I. 2002/162](#), [art. 2](#) (subject to [arts. 3-13](#))

7 ^{F90}

Changes to legislation: *Health Services Act 1980 is up to date with all changes known to be in force on or before 24 May 2023. 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*

Textual Amendments

F90 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by Regulation of Care (Scotland) Act 2001 (asp 8), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

8 **F91**

Textual Amendments

F91 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by Regulation of Care (Scotland) Act 2001 (asp 8), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

9 **F92**

Textual Amendments

F92 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by Regulation of Care (Scotland) Act 2001 (asp 8), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

10 **F93**

Textual Amendments

F93 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by Regulation of Care (Scotland) Act 2001 (asp 8), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

11 **F94**

Textual Amendments

F94 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by Regulation of Care (Scotland) Act 2001 (asp 8), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

12 **F95**

Textual Amendments

F95 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by Regulation of Care (Scotland) Act 2001 (asp 8), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

13 **F96**

Textual Amendments

F96 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by Regulation of Care (Scotland) Act 2001 (asp 8), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

14 **F97**

Changes to legislation: *Health Services Act 1980 is up to date with all changes known to be in force on or before 24 May 2023. 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*

Textual Amendments

F97 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by [Regulation of Care \(Scotland\) Act 2001 \(asp 8\)](#), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, [art. 2](#) (subject to [arts. 3-13](#))

15

F98

Textual Amendments

F98 Sch. 4 Pt. II except para. 16 repealed (S.) (1.4.2002) by [Regulation of Care \(Scotland\) Act 2001 \(asp 8\)](#), ss. 80(1), 81(2), Sch. 4; S.S.I. 2002/162, [art. 2](#) (subject to [arts. 3-13](#))

16

In Schedule 7 to the ^{M7}Nurses, Midwives and Health Visitors Act 1979—
 (a) in paragraph 1, the words from “and”, where it first occurs, to the end and paragraphs 2 and 3(b) shall be omitted; and
 (b) in paragraph 3(a), for the words “definitions of “qualified nurse” and” there shall be substituted the words “definition of”.

Marginal Citations

M7 1979 c. 36.

^{X4}SCHEDULE 5

Section 25(2).

AMENDMENTS OF THE ACT OF 1977 AND THE SCOTTISH ACT OF 1978 RELATING
 TO EXEMPTIONS FROM CHARGES FOR CERTAIN SERVICES AND APPLIANCES

Editorial Information

X4 The text of Schedule 5 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 OF THE ACT OF 1977

Exemption from charges for appliances

1

F99

Textual Amendments

F99 Sch. 5 para. 1 repealed (1.3.2007) by [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), ss. 6, 8(2), [Sch. 4](#) (with [Sch. 2 Pt. 1](#), [Sch. 3 Pt. 1](#))

Changes to legislation: Health Services Act 1980 is up to date with all changes known to be in force on or before 24 May 2023. 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

Exemption from charges for dental or optical appliances

- 2 (1) ^{F100}
- ^{F101}(2)
- (3) ^{F102}
- ^{F101}(4)
- (5) ^{F103}

Textual Amendments

- F100** Sch. 5 para. 2(1) repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)
- F101** Sch. 5 paras. 2(2)(4), 6(2)(4) repealed by Health and Social Security Act 1984 (c. 48, SIF 113:1), s. 24, **Sch. 8 Pt. I**
- F102** Sch. 5 para. 2(3) repealed (1.4.2006) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), ss. 196, 199, **Sch. 14 Pt. 4**; S.I. 2005/2925, **art. 11** and S.I. 2006/345, **art. 7**
- F103** Sch. 5 para. 2(5) repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

Exemptions from charges for dental treatment

- 3 (1) Paragraph 3 of the said Schedule 12 shall be amended as provided in this paragraph.
- (2) In sub-paragraph (4), for the words from “(a) was under 21 years” to “in a school”, there shall be substituted—
 - “(a) was under 18 years of age or was under 19 years of age and receiving qualifying full-time education, or”;
 and the words from “if” to the end shall be omitted.
- (3) In sub-paragraph (5), for the words from “under section 79(1)” to “to a denture” there shall be substituted the words “made with respect to any exemption under sub-paragraph (4) above”.

Interpretation

- 4 ^{F104}

Textual Amendments

- F104** Sch. 5 para. 4 repealed (1.4.2006) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), ss. 196, 199, **Sch. 14 Pt. 4**; S.I. 2005/2925, **art. 11**; S.I. 2006/345, **art. 7**, Sch. 5 para. 4; and expressed to be repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

Changes to legislation: *Health Services Act 1980 is up to date with all changes known to be in force on or before 24 May 2023. 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*

PART II

AMENDMENTS OF THE SCOTTISH ACT OF 1978

Exemption from charges for appliances

- 5 In paragraph 1(1)(c) of Schedule 11 to the Scottish Act of 1978, for the words “or is undergoing full-time education in a school, or”, there shall be substituted the words “or is under 19 years of age and receiving qualifying full-time education, or”.

Exemption from charges for dental or optical appliances

- 6 (1) Paragraph 2 of the said Schedule shall be amended as provided in this paragraph.
- (2) ^{F105}
- (3) For sub-paragraph (4)(a), there shall be substituted,—
“(a) was under 16 years of age or was under 19 years of age and receiving qualifying full-time education; or”.
- (4) ^{F105}
- (5) In sub-paragraph (8), after the word “replacement”, where it first occurs, there shall be inserted the words “and, in the case of dentures, to their being relined or adjusted or having additions made to them,”.

Textual Amendments

F105 Sch. 5 paras. 2(2)(4), 6(2)(4) repealed by [Health and Social Security Act 1984 \(c. 48, SIF 113:1\)](#), s. 24, [Sch. 8 Pt. I](#)

Exemptions from charges for dental treatment

- 7 (1) Paragraph 3 of the said Schedule 11 shall be amended as provided in this paragraph.
- (2) In sub-paragraph (4), for the words from “(a) was under 21 years” to “in a school”, there shall be substituted—
“(a) was under 18 years of age or was under 19 years of age and receiving qualifying full-time education, or”;
and the words from “if” to the end shall be omitted.
- (3) In sub-paragraph (5), for the words from “under section 71(1)” to “to a denture” there shall be substituted the words “made with respect to any exemption under sub-paragraph (4)”.

Interpretation

- 8 After paragraph 6 of the said Schedule 11, there shall be inserted the following paragraph—
“7 References in this Schedule to qualifying full-time education mean full-time instruction at a recognised educational establishment or by other

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means accepted as comparable by the Secretary of State, and for the purposes of such references—

- (a) “recognised educational establishment” means an establishment recognised by the Secretary of State as being, or as comparable to, a school, college or university; and
- (b) regulations may prescribe the circumstances in which a person is or is not to be treated as receiving full-time instruction.”

X⁵SCHEDULE 6

Section 25(3).

OTHER MINOR AMENDMENTS

Editorial Information

- X5** The text of Schedule 6 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The National Health Service (Scotland) Act 1978

- 1 (1) In subsection (6) of the Scottish Act of 1978 (local health councils) after the word “thereof,” there shall be inserted “ and of any body established under subsection (9) (g), ”.
- (2) After paragraph (f) of section 7(9) of that Act there shall be inserted the following paragraphs—
 - “(g) for the establishment of a body—
 - (i) to advise local health councils with respect to the performance of their functions, and to assist those councils in the performance of their functions; and
 - (ii) to perform such other functions as may be prescribed;
 - (h) relating to the membership, proceedings, staff, premises and expenses of any body established under paragraph (g).”.
- 2 In subsection (1) of section 10 of that Act (common Services Agency) for the words “health service” there shall be substituted the words “ Scottish Health Service ”.
- 3 In section 20 of that Act (applications to provide general medical services) 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 the words “(except as mentioned in subsection (2))” and subsection (2) shall be omitted.
- 4 In section 25(3) of that Act (remuneration of dentists providing general dental services) the words “except in special circumstances” shall be omitted and at the end there shall be inserted—
 - “unless either—
 - (a) the remuneration is paid in pursuance of arrangements made under section 33, or

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- (b) the services are provided in prescribed circumstances and the practitioner consents,
- and it shall be the Secretary of State’s duty, before he prescribes any circumstances for the purposes of paragraph (b), to consult such organisations as appear to him to be representative of the dental profession. ”
- 5 (1) In section 105(7) of that Act (power to make regulations and orders)—
- (a) there shall be inserted after the word “power” where it first occurs the words “ conferred by this Act ”;
 - (b) the words from “under sections 2” to “Schedule 5” shall be omitted;
 - (c) in paragraph (a) for the words “particular case or cases” there shall be substituted the words “ specified cases or classes of case ”; and
 - (d) at the end there shall be inserted— “ This subsection does not apply to the regulations made under section 22 (but without prejudice to subsection (3) of that section) or to an order made under section 49 (but without prejudice to paragraph 1(1) of Schedule 10). ”.
- 6 Section 108(1) of that Act (definitions) shall be amended as follows—
- (a) in the definition of “health service hospital”, after the word “State” there shall be inserted the words “ for the purposes of his functions ”; and
 - (b) for the definition of “voluntary” there shall be substituted the following 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. ”.
- 7 (1) Schedule 1 to that Act shall be amended as provided in this paragraph.
- (2) In paragraph 5—
 - (a) the words “, subject to regulations,” shall be omitted; and
 - (b) at the end there shall be inserted the words “ in accordance with regulations and any directions given under this paragraph by the Secretary of State ”.
 - (3) In paragraph 7—
 - (a) after the word “regulations” where it first occurs there shall be inserted the words “ or any directions given under paragraph 5 ”; and
 - (b) at the end there shall be inserted the words “ or, as the case may be, the directions ”.
 - (4) In paragraph 11—
 - (a) after sub-paragraph (b) there shall be inserted the word “ and ”; and
 - (b) sub-paragraph (d) and the word “and” immediately preceding it shall be omitted.
 - (5) After paragraph 11 there shall be inserted the following paragraph—

“11A A Health Board may subscribe to the funds of any associations or other bodies having objects of which the Board approves.”.
- 8 (1) Schedule 5 to that Act shall be amended as provided in this paragraph.
- (2) After paragraph 3 there shall be inserted the following paragraph—

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“3A The Secretary of State may pay to the chairman of the management committee such remuneration as he may, with the approval of the Minister for the Civil Service, from time to time determine.”.

(3) In paragraph 7—

- (a) the words “, subject to regulations,” shall be omitted; and
- (b) at the end there shall be inserted the words “ in accordance with regulations and any directions given under this paragraph by the Secretary of State. ”.

(4) In paragraph 9—

- (a) after the word “regulations” where it first occurs there shall be inserted the words “ or any directions given under paragraph 7 ”; and
- (b) at the end there shall be inserted the words “ or, as the case may be, the directions ”.

9 In paragraph 3 of Schedule 14 to that Act—

- (a) for the words “an Executive Council” there shall be substituted the words “ a Joint Ophthalmic Committee ”;
- (b) sub-paragraph (b) shall be omitted;
- (c) in sub-paragraph (c) the words “or order” and “or that order” shall be omitted.

10 In paragraph 13(b) of Schedule 15 to that Act, after the word “of”, where it first occurs, there shall be inserted the words “ this Act ”.

The Nurses, Midwives and Health Visitors Act 1979

11 (1) After paragraph 6 of Schedule 7 to the ^{M8}Nurse, Midwives and Health Visitors Act 1979 there shall be inserted the following paragraph—

“6A In section 33—

- (a) in subsection (5) omit the words from the beginning to “this section and” and for the word “him” substitute “the Secretary of State”; and
- (b) in subsection (6) omit the words from the beginning to “is exercised and”.

(2) In Schedule 8 to the Nurses, Midwives and Health Visitors Act 1979 in column 3 of the entry relating to the Nurses (Scotland) Act 1951 for the words “except section 36(1) and (2)” there shall be substituted “ except sections 33(4) to (6) and 36(1) and (2) ”.

Marginal Citations

M8 1979 c. 36.

Changes to legislation: Health Services Act 1980 is up to date with all changes known to be in force on or before 24 May 2023. 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

X6 SCHEDULE 7

Section 25(4).

ENACTMENTS REPEALED

Editorial Information

X6 The text of Schedule 7 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Chapter	Short Title	Extent of Repeal
1938 c. 73.	The Nursing Homes Registration (Scotland) Act 1938.	Section 5. In section 10, the definitions of “pupil midwife” and “qualified nurse”.
1967 c. 87.	The Abortion Act 1967.	In section 6, the definition of “the National Health Service Acts”.
1971 c. 62.	The Tribunals and Inquiries Act 1971.	In section 8(2) the words “7A” and “37A”. In Schedule 1, paragraphs 7A and 37A.
1972 c. 11.	The Superannuation Act 1972.	In Schedule 1, the entry relating to the Health Services Board.
1973 c. 32.	The National Health Service Reorganisation Act 1973.	In section 15(3), the words from “but nothing” to the end.
1975 c. 24.	The House of Commons Disqualification Act 1975.	In Part II of Schedule 1, the entries relating to the Health Services Board and the Scottish and Welsh Committees of that Board.
1975 c. 37.	The Nursing Homes Act 1975.	Section 5(2). In section 20, subsection (2), and the definitions of “pupil midwife” and “qualified nurse” in subsection (1).
1976 c. 83.	The Health Services Act 1976.	Section 1. Section 3. Section 6.

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		Section 14(5).
		Section 16(2).
		In section 21 the words “subject to section 8(8) above”.
		In section 22(2), paragraph (a) and the words “under paragraph 10 of Schedule 1 to this Act or”.
		In section 23, in subsection (1), the definition of “NHS hospital” and subsection (5).
		In section 24— (a) in subsection (1) the words from “and Part II of this Act” onwards; and (b) in subsection (3) the words “except so far as it amends the House of Commons Disqualification Act 1975”.
		Schedules 1 and 2.
1977 c. 49.	The National Health Service Act 1977.	In section 6, subsections (1) and (2), in subsection (3) the words “after consultation with the Central Council” and “and the Council”, in subsection (5) the words “and the Central Council”, the words “or the Council” and the words following paragraph (b), and subsections (6) and (7).
		In section 23(1), the paragraph beginning “In this section”.
		In section 30, the words “(except as mentioned in subsection (2) below)” and subsection (2).
		In section 41 the word “and” at the end of paragraph (a).
		Sections 59 and 60.
		Section 65(6).
		Section 66(3).

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Sections 67 to 71.

Sections 73 to 76.

In section 100(1),
paragraph (a).

In section 101, the words
from “but this section”
onwards.

In section 102(1)(a), in
subparagraph (i), the words
“the Central Council”,
the words from “and that
Council” to “this Act”
and the words “under that
paragraph”.

In section 109, paragraph (g)
and the word “and”
immediately preceding that
paragraph.

In section 110, paragraph (d)
and the word “or”
immediately preceding that
paragraph.

In section 119—
(a) in subsection (1)
the words from “but
paragraph (d)” onwards;
(b) in subsection (3)
paragraph (a) and, in
paragraph (b), the words
“in relation to any other
investigation”; and
(c) in subsection (4),
paragraph (a) and, in
paragraph (b), the word
“other” in the first place
where it occurs.

In section 128(1) the
definitions of “the Central
Council”, “Health Services
Board” and “Welsh
Committee”.

In Schedule 4, paragraph 1,
in paragraph 2 the words “the
Central Council, and of”,
in paragraph 3, the words
“the Central Council and to”,
in paragraph 4, the words
“The Central Council may

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		appoint such committees, and”, the words “Central Council or” (in both places), the words “committee or” and the words “as the case may be”, in paragraph 5 the words “The Central Council and”, the words “Council or” (in both places) and the words “as the case may be” and, in paragraph 6 the words “the Central Council or of” and “Council or”.
		In Schedule 12, in paragraph 3(4), the words from “if” to the end.
		In Schedule 15, paragraphs 11, 41 and 68 to 70.
1978 c. 29.	The National Health Service (Scotland) Act 1978.	Section 16(3). In section 20, the words “(except as mentioned in subsection (2))” and subsection (2). In section 25(3), the words “, except in special circumstances,”. Sections 51 and 52. Section 57(6). Section 58(3). Sections 59 to 63. Sections 65 to 68. In section 85(6) the words from “but” to the end. Section 93(1)(c). In section 96— (a) in subsection (1)(d) the words “subject to subsection (2)”; (b) subsection (2); (c) in subsection (4) paragraph (a) and, in paragraph (b), the words from the beginning to “investigation”;

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(d) in subsection (5) the words from “(other than” to “Committee”); and
 (e) in subsection (6) the words from “shall” to “and” and the words “other” and “said”.

In section 105(7) the words from “under sections 2” to “Schedule 5”.

In section 108(1) the definitions of “full-time education in a school”, “Health Services Board” and “Scottish Committee”.

In Schedule 1, in paragraph 5 the words “, subject to regulations,” and paragraph 11(d) and the word “and” immediately preceding it.

In Schedule 5, in paragraph 7 the words “, subject to regulations,”.

In Schedule 11, in paragraph 3(4), the words from “if” to the end.

In Schedule 14, in paragraph 3 sub-paragraph (b) and in sub-paragraph (c) the words “or order” and “or that order.”

In Schedule 16, paragraphs 25 and 43.

1979 c. 36.

The Nurses, Midwives and Health Visitors Act 1979.

In Schedule 7, in paragraph 1, the words from “and” where it first occurs to the end and paragraphs 2, 3(b), 24 and 25.

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 20(2) repealed by [2005 asp 13 sch. 3](#)
- Sch. 6 para. 4 repealed by [2005 asp 13 sch. 3](#)
- Sch. 7 words repealed by [2005 asp 13 sch. 3](#)