

SCHEDULES

SCHEDULE 1

PREFERENTIAL TREATMENT ON TRANSFERRING TO MEDICAL LISTS

The preferential treatment

- 2 (1) The authority must include the applicant's name in their medical list unless—
- (a) the applicant is not eligible for inclusion in the list by virtue of a direction under paragraph 4;
 - (b) he is otherwise not eligible for inclusion in the list; or
 - (c) the question of whether to give a direction under paragraph 4 is not resolved.
- (2) Where the authority are under a duty under sub-paragraph (1) in relation to the applicant, neither section 29A(2)(b) of the 1977 Act nor (as the case may be) section 19A(2)(b) of the 1978 Act (requirement as to nomination or approval) applies in relation to him.
- (3) Regulations may make provision as to conditions to be attached to the applicant's entry in the list in such cases.
- (4) For the purposes of this paragraph, a person is not eligible for inclusion in a medical list if he is not eligible for inclusion in the list for the purposes of section 29A(2)(a) of the 1977 Act or (as the case may be) section 19A(2)(a) of the 1978 Act.