
STATUTORY INSTRUMENTS

1997 No. 2393

**NATIONAL HEALTH SERVICE,
ENGLAND AND WALES**

**The National Health Service (Travelling Expenses and
Remission of Charges) Amendment (No. 2) Regulations 1997**

<i>Made</i>	- - - -	<i>6th October 1997</i>
<i>Laid before Parliament</i>		<i>13th October 1997</i>
<i>Coming into force</i>	- -	<i>3rd November 1997</i>

The Secretary of State for Health, in exercise of powers conferred on him by sections 83A, 126(4) and 128(1) of the National Health Service Act 1977(1), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the National Health Service (Travelling Expenses and Remission of Charges) Amendment (No. 2) Regulations 1997 and shall come into force on 3rd November 1997.

(2) In these Regulations “the principal Regulations” means the National Health Service (Travelling Expenses and Remission of Charges) Regulations 1988(2).

Amendment to Schedule 1 to the principal Regulations

2.—(1) Table A of Part I of Schedule 1 to the principal Regulations shall be amended in accordance with paragraph (2) of this regulation.

(2) In column (2), in the second entry relating to regulation 66A, for “paragraph 7B of Schedule 1” there shall be substituted “paragraph 12 of Schedule 1B”.

(1) 1977 c. 49; section 83A was inserted by section 14(1) of the Social Security Act 1988 (c. 7) and amended by paragraph 6 of Schedule 2 to the Health and Medicines Act 1988 (c. 49) and by paragraph 18(5) of Schedule 9 to the National Health Service and Community Care Act 1990 (c. 19) (“the 1990 Act”). Section 126(4) was amended by section 65(2) of the 1990 Act. Section 128(1) is an interpretation provision and is cited because of the meanings assigned to the words “prescribed” and “regulations”; section 128(1) was amended by section 26(2)(g) and (i) of the 1990 Act.

(2) S.I. 1988/551; relevant amending instruments are S.I. 1990/548 and 1661, 1991/557, 1992/1104, 1993/608, 1995/642 and 2352, 1996/410 and 1346 and 1997/748.

Further amendment to Schedule 1 to the principal Regulations

3.—(1) Table B of Part II of Schedule 1 to the principal Regulations shall be amended in accordance with the following provisions of this regulation.

(2) In column (2), for the first to the fifth entries inclusive relating to Schedule 2, there shall be substituted the following entries—

- (a) “As if in column (1) of the Table in paragraph 1, for heads (b) and (c) of sub-paragraphs (1) and (2) there were substituted the following heads in each of those sub-paragraphs—
 - “(b) less than 18 and in respect of whom an amount is applicable under Schedule 3;
 - (c) less than 18 who—
 - (i) satisfies the condition in paragraph 11;
 - (ii) is undergoing youth training; or
 - (iii) is in remunerative work;”.
- (b) “As if in column (1) of the Table in paragraph 1, for sub-paragraph (3) there were substituted—
 - “couple—
 - (a) except where head (b) applies, where both members are aged less than 18;
 - (b) where both members are aged less than 18 and—
 - (i) at least one of them is undergoing youth training;
 - (ii) at least one of them is in remunerative work;
 - (iii) in respect of at least one of them an amount is applicable under paragraph 2;
 - (iv) at least one of them satisfies the conditions in paragraph 11; or
 - (v) in respect of at least one of them an amount is applicable under Schedule 3;
 - (c) where one member is aged not less than 18;
 - (d) where both members are aged not less than 18;”.
- (c) “As if in column (2) of the Table in paragraph 1, for the amount applicable to heads (b) and (c) there were the amount shown as applicable to head (d) and as if heads (e) to (g) were omitted”.
- (d) “As if paragraph 1A were omitted”.

Signed by authority of the Secretary of State for Health

6th October 1997

Alan Milburn
Minister of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations further amend the National Health Service (Travelling Expenses and Remission of Charges) Regulations 1988 (S.I. 1988/551) which provide for the remission and repayment of certain charges which would otherwise be payable under the National Health Service Act 1977 and for the payment of travelling expenses incurred in attending a hospital.

Regulation 2 takes account of changes in the Income Support (General) Regulations 1987 (S.I. 1987/1967) relating to financial disregards for deaf students.

Regulation 3 amends the modifications relating to the calculation of applicable amounts.

These Regulations do not impose a charge on business.