provisions relating to the General Board of Control for Scotland) the appointed day shall be the first day of April, Nineteen hundred and forty-eight.

E. C. E. Leadbitter.

SCHEDULE

PROVISIONS OF THE NATIONAL HEALTH SERVICE (SCOTLAND) ACT, 1947, FOR THE PURPOSES OF WHICH THE APPOINTED DAY IS 1ST APRIL, 1948

Subsections (2), (3), (4) and (5) of section 49.

Subsection (1) of section 50 so far as relating to—

(*a*) the amendment of section 8 of the Lunacy (Scotland) Act, 1857: 20 & 21 Vict. c. 71.

(*b*) the amendment of paragraph (*e*) of subsection (1) of section 25 of the Mental Deficiency and Lunacy (Scotland) Act, 1913; and 3 & 4 Geo. 5. c. 38.

(*c*) the repeal of subsection (2) of section 28 of the said Mental Deficiency and Lunacy (Scotland) Act, 1913.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order fixes 5th July, 1948, as the date upon which the principal provisions of the National Health Service (Scotland) Act, 1947, come into force. Certain provisions relating to the organisation and functions of the General Board of Control for Scotland, however, take effect on 1st April, 1948.

2. APPOINTMENT OF MEDICAL AND DENTAL OFFICERS

The National Health Service (Appointment of Medical and Dental Officers) (Scotland) Regulations, 1948

1948 No. 1390 (S. 111)

Made - - - -	*22nd June,* 1948
Laid before Parliament	*28th June,* 1948
Coming into Operation	*5th July,* 1948

In exercise of the powers conferred on me by section 14 of the National Health Service (Scotland) Act, 1947(a), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

PART I

1. These regulations may be cited as the National Health Service (Appointment of Medical and Dental Officers) (Scotland) Regulations, 1948, and shall come into operation on the fifth day of July, 1948.

2.—(1) In these regulations:—

" the Act " means the National Health Service (Scotland) Act, 1947;

" Regional Board " means a Regional Hospital Board.

(2) The Interpretation Act, 1889(b), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(a) 10 & 11 Geo. 6. c. 27. (b) 52 & 53 Vict. c. 63.

PART II

The classes of officers to which the regulations apply and the advertisement of vacancies

3. Subject to the provisions of regulation 4 hereof these regulations shall apply to the appointment of all medical and dental officers of Regional Boards.

4. These regulations shall not apply to

(1) the appointment of officers who are to be employed otherwise than as members of the staff of a hospital providing hospital and specialist services;

(2) the appointment of officers to be appointed in a temporary capacity for a period of not more than two years;

(3) the appointment of officers to an administrative office;

(4) the appointment of officers otherwise than for the purpose of providing specialist services;

(5) the appointment of officers who are professors in any University with which the provision of hospital and specialist services in the area of the Regional Board is associated;

(6) such other appointments as the Regional Board may, with the approval of the Secretary of State, from time to time determine.

5.—(1) On the occasion of any vacancy necessitating the making of an appointment to which these Regulations apply, the Regional Board shall advertise the vacancy and shall allow not less than one month for the receipt of applications for the appointment.

(2) The advertisement shall state—

(i) The nature of the appointment;

(ii) Whether the appointment is for whole-time or part-time service; if part-time the approximate length of time per week which will be required;

(iii) The duration of the appointment;

(iv) The remuneration;

(v) The closing date for the receipt of applications.

PART III

The Constitution of Advisory Appointments Committees

6. On the occasion of any vacancy necessitating the making of an appointment to which these Regulations apply, the Regional Board shall constitute an Advisory Appointments Committee, which shall consist of:—

(1) two persons nominated by the Regional Board;

(2) two persons nominated by any Board of Management concerned; provided that where more than one Board of Management is concerned, the Boards of Management shall jointly nominate those two persons;

(3) in the case of an appointment involving specialist duties, two specialists nominated from among their own number by the members of a national panel constituted in accordance with regulation 7 hereof; and

(4) in the case of an appointment involving teaching duties, six persons nominated by any university concerned.

Provided that each Regional Board and any University with which the provision of hospital and specialist services in the area of that Board is associated shall prepare and maintain a list of appointments, the teaching duties of which are agreed by them not to be of such importance as to justify this representation. In the case of such appointments the University concerned shall nominate two persons only.

7.—(1) The Secretary of State shall constitute a national panel of specialists, consisting of not more than twenty members nominated jointly by the Universities of St. Andrews, Glasgow, Aberdeen and Edinburgh; not more than forty members nominated jointly by the Royal College of Physicians of Edinburgh, the Royal College of Surgeons of Edinburgh, the Royal Faculty of the Physicians and Surgeons of Glasgow, and the Royal College of Obstetricians and Gynaecologists, and such other members, so that the total number of the panel be not more than 75, as the Secretary of State may from time to time think fit to appoint after consultation with the Universities and the bodies mentioned herein.

(2) Of the members so nominated and appointed one quarter or as near as may be, to be selected by lot, shall retire on the 31st March of each year beginning on the 31st March in the year 1950. The vacancies so occurring and any casual vacancies shall be filled in the same manner as the members vacating office were nominated or appointed. The retiring members shall be eligible to be nominated again or re-appointed.

(3) The Secretary of State shall appoint a secretary to the national panel of specialists, who shall be a registered medical practitioner.

PART IV

The selection of applicants and the making of appointments

8. The Advisory Appointments Committee shall consider any applications received and may interview suitable persons, with a view to preparing a short leet of persons considered by them to be suitable for appointment showing the order in which the Committee consider them most suitable.

9. The appointment shall be made, from among the persons on the leet so prepared, by the Regional Board or, if the Regional Board so determine, by the Board of Management or Boards of Management concerned, so however that the Regional Board may reserve the right to approve the appointment or to participate in it.

PART V

Expenses

10. The reasonable expenses of members of Advisory Appointments Committees shall be paid by the Regional Board in accordance with the rules laid down in the Schedule to the National Health Service (Travelling Allowances, etc.) (Scotland) Regulations, 1947(a).

Arthur Woodburn,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
22nd June, 1948.

EXPLANATORY NOTE

(*This Note is not part of the Regulations, but is intended to indicate their general purport.*)

The regulations specify the classes of medical and dental officers of Regional Hospital Boards whose appointments are to be made on the advice of Advisory Appointments Committees, after advertisement. They provide for the constitution of these Committees and for the payment of their reasonable expenses.

(a) S.R. & O. 1947 (No. 2336) I, p. 1463.