for such payments by way of remuneration and allowances to practitioners as are referred to in paragraph 1 of Part II of the First Schedule to these regulations shall be such sum as the Secretary of State, with the consent of the Treasury, shall determine, and the sum so credited to a Council shall be distributed by the Council in accordance with instructions given by the Secretary of State."

Dated this 27th day of March, 1950.

Hector McNeil,
One of His Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

These regulations extend to the financial year ending 31st March, 1950, the special provision previously made in respect of the preceding year for the remuneration of doctors.

The National Health Service (General Medical and Pharmaceutical Services) (Scotland) (Amendment No. 2) Regulations, 1950

1950 No. 782 (S. 53)

Made - - - -	12*th May*, 1950
Laid before Parliament	16*th May*, 1950
Coming into Operation	1*st June*, 1950

In exercise of the powers conferred on me by sections 33, 34, 35 and 72 of the National Health Service (Scotland) Act, 1947(a), as amended by the National Health Service (Amendment) Act, 1949(b), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the National Health Service (General Medical and Pharmaceutical Services) (Scotland) (Amendment No. 2) Regulations, 1950, and shall come into operation on the first day of June, 1950.

(2) The National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations, 1948(c), (hereinafter referred to as "the principal regulations"), the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Amendment Regulations, 1948(d), the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Amendment Regulations, 1949(e), the National Health Service (General Medical and Pharmaceutical Services) (Scotland) (Amendment No. 2) Regulations, 1949(f), the National Health Service (General Medical and

(a) 10 & 11 Geo. 6. c. 27.
(b) 12, 13 & 14 Geo. 6. c. 93.
(c) S.I. 1948 (No. 1258) I, p. 2393.
(d) S.I. 1948 (No. 1770) I, p. 2421.
(e) S.I. 1949 (No. 566) I, p. 2655.
(f) S.I. 1949 (No. 1168) I, p. 2656.

Pharmaceutical Services) (Scotland) (Amendment No. 3) Regulations, 1949(a), the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Amendment Regulations, 1950(b), and these regulations may be cited together as the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations, 1948 to 1950.

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

2. The principal regulations shall be amended as follows:—

(1) For paragraph (2) of regulation 6, there shall be substituted the following paragraph:—

"(2) Where a practitioner whose name is included in the medical list has notified the Council of his intention to cease or has ceased to carry on his practice, the Council shall, not later than fourteen days after the date on which they are so notified or on which they learn that the practitioner has ceased to carry on his practice, inform the Medical Practices Committee and furnish to that Committee a report as to whether the said cessation of practice creates a vacancy that requires to be filled."

(2) After regulation 6, there shall be added the following regulation:—

"6A.—(1) Where a practitioner whose name is included in the medical list has notified the Council of his intention to cease or has ceased to carry on his practice, the Council may, and if the Medical Practices Committee so direct shall, by advertisement in the press, invite applications from practitioners desirous of succeeding to the practice in whole or in part.

(2) After consultation with the Local Medical Committee, the Council may select a practitioner or practitioners to succeed to the practice in whole or in part and shall notify their decision to the Medical Practices Committee and to each practitioner from whom they may have received an application, whether in response to an advertisement or otherwise, informing each unsuccessful applicant at the same time of his right of appeal to the Medical Practices Committee as provided in paragraph (3) of this regulation.

(3) Any practitioner from whom the Council received an application may, within seven days of receipt of notification of the Council's decision, appeal to the Medical Practices Committee against that decision, and the Committee may direct that any appellant or appellants shall be selected to succeed to the practice in whole or in part instead of or in addition to any practitioner selected by the Council.

(4) The procedure for the determination of appeals to the Medical Practices Committee under this regulation shall be such as the Committee may determine.

(5) The Council shall, in a case where a successor to a practice has to be selected from a number of applicants, and the Medical Practices Committee shall, on an appeal in any such case, have regard to any desire expressed by any applicant to practise with other practitioners providing general medical services in the area and to any desire expressed by such other practitioners to take any

(a) S.I. 1949 (No. 2344) I, p. 2659. (b) S.I. 1950 No. 465, p. 1446 above.
(c) 52 & 53 Vict. c. 63.

applicant into practice with them, and shall have special regard to the matters aforesaid in cases where an applicant is related to any such other practitioner."

(3) For regulation 7 there shall be substituted the following regulation:—

"7. A Council may, and if directed by the Medical Practices Committee shall, by advertisement in the press, invite applications from practitioners desirous of providing general medical services in their area."

(4) In regulation 14—

(*a*) in paragraph (2) thereof, for the words "On the death or removal or withdrawal from the medical list of a practitioner" there shall be substituted the words "Where a practitioner whose name is included in the medical list ceases to carry on his practice"

(*b*) in (*b*) of paragraph (2) thereof, for the words "if the Council after consultation with the Local Medical Committee are of opinion that one or more practitioners should be regarded as succeeding in whole or in part to the practice of the practitioner" there shall be substituted the words "if one or more practitioners have been selected under the provisions of regulation 6A of these regulations to succeed to the practice, and the names of any such practitioners are included in the medical list"

(5) In regulation 15—

(*a*) in paragraph (1) thereof, for the words "Where the name of a practitioner ceases to be included in the medical list" there shall be substituted the words "Where a practitioner whose name is included in the medical list ceases to carry on his practice"

(*b*) in paragraph (2) thereof, for the words "whose name has ceased to be included in the medical list" in both places where they occur there shall be substituted the words "who has ceased to carry on his practice" and for the words "two months" there shall be substituted the words "six months".

(6) In sub-paragraph (6) of paragraph 7 of the terms of service for medical practitioners contained in Part I of the First Schedule there shall be inserted after the word "list" the words "or otherwise."

Hector McNeil,
One of His Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
12th May, 1950.

EXPLANATORY NOTE

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

These regulations amend the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations, 1948, by providing a revised procedure for the filling of medical practices which have become vacant.

When a vacancy arises, the local Executive Council are empowered to advertise it, or required to do so if the Scottish Medical Practices Committee so direct. The selection of a successor is entrusted to the Executive Council after consulting the Local Medical Committee, subject to appeal to the Scottish Medical Practices Committee. (As required by statute, a successor not already on the list of the Executive Council must as hitherto obtain the consent of the Scottish Medical Practices Committee to his inclusion on that list.)

The National Health Service (General Medical and Pharmaceutical Services) (Scotland) (Amendment No. 3) Regulations, 1950

1950 No. 1345 (S. 97)

Made - - - -	*5th August*, 1950
Laid before Parliament	*8th August*, 1950
Coming into Operation	31*st August*, 1950

In exercise of the powers conferred on me by section 40 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:—

1.—(1) These regulations may be cited as the National Health Service (General Medical and Pharmaceutical Services) (Scotland) (Amendment No. 3) Regulations, 1950, and shall come into operation on the 31st day of August, 1950.

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

2. The National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations, 1948(c), shall be amended as follows:—

For regulation 29 there shall be substituted the following regulation:—

"29. The Secretary of State shall, after consultation with an organisation which is, in his opinion, representative of the general body of chemists, cause to be prepared a statement (in these regulations referred to as "the drug tariff") which shall include—

(*a*) the prices on the basis of which the payment for specified drugs (being drugs commonly prescribed) and appliances is to be calculated:

Provided that such prices may, in accordance with any provision in the drug tariff to that effect, be subject to monthly or other periodical variations to be determined by reference to fluctuations in the cost price of drugs and appliances.

(*b*) the method of calculating the payment for drugs not specified in the drug tariff;

(*c*) the method of calculating the payment for containers;

(*d*) the dispensing fees or other sums payable in respect of the supply of drugs and appliances;

(*e*) the standards of quality for drugs and appliances:

(a) 10 & 11 Geo. 6. c. 27. (b) 52 & 53 Vict. c. 63. (c) S.I. 1948 (No. 1258) I, p. 2393.