STATUTORY INSTRUMENTS

1964 No. 995 (S. 66)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Professions Supplementary to Medicine) (Scotland) Regulations 1964

Made - - - -	1*st July* 1964
Laid before Parliament	2*nd July* 1964
Coming into Operation	1*st October* 1964

In exercise of the powers conferred on me by section 65 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. These regulations may be cited as the National Health Service (Professions Supplementary to Medicine) (Scotland) Regulations 1964, and shall come into operation on 1st October 1964.

2.—(1) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

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

"the Act of 1948" means the National Assistance Act 1948(b);

"employed" in relation to an officer means employed by—

(*a*) a Regional Hospital Board or a Board of Management exercising functions on behalf of a Regional Hospital Board; or

(*b*) a local health authority in their capacity as such authority; or

(*c*) an education authority; or

(*d*) a voluntary organisation for the purpose of providing services under Part III of the Act of 1947;

and "employment" shall be construed accordingly.

(2) For the purposes of these regulations a person is registered in respect of a profession if his name is on the register maintained under the Professions Supplementary to Medicine Act 1960(c) by the Board for that profession.

(3) The Interpretation Act 1889(d) applies for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

3. On and after the date of coming into operation of these regulations no officer shall be employed in the capacity of chiropodist, dietitian, medical laboratory technician, occupational therapist, physiotherapist, radiographer or remedial gymnast unless—

(*a*) he is registered in respect of the profession appropriate to the work for which he is employed; or

(a) 10 & 11 Geo. 6. c. 27.
(b) 11 & 12 Geo. 6. c. 29.
(c) 8 & 9 Eliz. 2. c. 66.
(d) 52 & 53 Vict. c. 63.

(*b*) in the case of employment by a local health authority or by a voluntary organisation for the purpose of providing services under Part III of the Act of 1947 for such an authority, he was on 1st July 1964 employed in a like capacity—

(i) by that local authority for the purposes of Part III of the Act of 1948, or,

(ii) by that or any other voluntary organisation in carrying out arrangements with or on behalf of that local authority for the purposes either of Part III of the Act of 1947 or Part III of the Act of 1948.

4. Where by or under any enactment passed before or after the coming into operation of these regulations an officer is transferred to the service of another local authority or where in any area the functions under Part III of the Act of 1947 or Part III of the Act of 1948 have become exercisable by a different authority, for the purposes of these regulations the officer shall be deemed to have been transferred and the local authority shall be deemed to have been exercising those functions on 1st July 1964 and references to employment by a local authority or by a voluntary organisation in carrying out arrangements with or on behalf of a local authority on that date shall be construed accordingly.

Michael Noble,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
1st July 1964.

EXPLANATORY NOTE

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

These regulations prohibit the employment on and after 1st October 1964 for the purpose of providing services under the National Health Service (Scotland) Act 1947, of chiropodists, dietitians, medical laboratory technicians, occupational therapists, physiotherapists, radiographers or remedial gymnasts unless they are registered under the Professions Supplementary to Medicine Act 1960. In certain circumstances, which the regulations define, persons so employed on 1st July 1964 in connection with the provision of health or welfare services by or on behalf of local authorities are exempted from the requirement of registration.