STATUTORY INSTRUMENTS

1969 No. 437 (S.33)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Functions of Regional Hospital Boards) (Scotland) Amendment Regulations 1969

Made - - - -	*20th March* 1969
Laid before Parliament	*31st March* 1969
Coming into Operation	*1st April* 1969

In exercise of the powers conferred on me by section 12 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 (Functions of Regional Hospital Boards) (Scotland) Amendment Regulations 1969, and shall come into operation on 1st April 1969.

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

3. The National Health Service (Functions of Regional Hospital Boards) (Scotland) Regulations 1948(c), as amended(d), shall be amended as follows:—

(1) In regulation 2(1) after the definition of "the Act" there shall be added the following:—

" 'the 1968 Act' means the Health Services and Public Health Act 1968" (e).

(2) In regulation 4 after the words "the Act" there shall be inserted the words "and of the 1968 Act".

(3) For paragraph (6) of regulation 4 there shall be substituted the following paragraph:

"(6) Under sections 1 and 2 of the 1968 Act with respect to the making available of accommodation and services for resident and non-resident patients who undertake to pay charges determined by the Secretary of State, the recovery of such charges and the making of arrangements by medical or dental practitioners for the treatment of their private patients."

4. For paragraph (b) of the proviso to regulation 4 there shall be substituted the following paragraph:—

"(b) A Regional Hospital Board shall not, except with the consent of the Secretary of State, undertake any building or civil engineering project or scheme, the estimated cost of which exceeds £250,000."

(a) 1947 c. 27. (b) 1889 c. 63.
(c) S.I. 1948/594 (Rev. XV, p. 841; 1948 I, p. 2449).
(d) S.I. 1956/1809, 1961/125, 1963/993 (1956 I, p. 1599; 1961 I, p. 179; 1963 II, p. 1633).
(e) 1968 c. 46.

5. There shall be added to the proviso to regulation 4, the following paragraphs:—

"(c) The charges to be recovered under section 4 of the Act and under sections 1 and 2 of the 1968 Act shall be determined by the Secretary of State.

(d) The maximum extent of accommodation and services to be made available under sections 1 and 2 of the 1968 Act shall be subject to the approval of the Secretary of State."

William Ross,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
20th March 1969.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the National Health Service (Functions of Regional Hospital Boards) (Scotland) Regulations 1948. Apart from the amendment to paragraph (b) of the proviso to paragraph 4, the amendments are in consequence of the coming into operation on 1st April 1969 of sections 1, 2 and 4 of the Health Services and Public Health Act 1968. These amendments contain the necessary references to the new statutory provisions (which relate to the accommodation and treatment of private in-patients and of private out-patients, and also the provision of accommodation on part payment), and provide (a) for the charges for accommodation available on part payment, and for accommodation and services made available for private in-patients and for private out-patients, to be determined by the Secretary of State, and (b) for the maximum extent of the accommodation and services which can be made available in hospitals for private in-patients and for private out-patients to be subject to the approval of the Secretary of State.

The amendment to paragraph (b) of the proviso to paragraph 4 raises from £120,000 to £250,000 the limit on a building or civil engineering project or scheme that a Regional Hospital Board may undertake without the consent of the Secretary of State.