STATUTORY INSTRUMENTS

1974 No. 183

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service (Medical Examinations—Educationally Sub-normal Children) Regulations 1974

Made - - -	*6th February* 1974
Laid before Parliament	*8th February* 1974
Coming into Operation	*1st April* 1974

The Secretary of State for Social Services, as respects England, and the Secretary of State for Wales, as respects Wales, in exercise of powers conferred upon them by paragraph 10(1)(*b*) of Schedule 1 to the National Health Service Reorganisation Act 1973(**a**) and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the National Health Service (Medical Examinations—Educationally Sub-normal Children) Regulations 1974 and shall come into operation on 1st April 1974.

Medical examinations to which these regulations apply

2. These regulations apply to the medical examination of a child under section 34 of the Education Act 1944(**b**) if it appears to the Local Education Authority that the child may be suffering from such a disability of mind that he should attend a special school for educationally sub-normal pupils.

Prescribed qualifications and experience

3. Every Regional Health Authority or Area Health Authority which employs a medical practitioner for the purposes of performing the functions of a Local Education Authority mentioned in regulation 2 of these Regulations shall employ for those purposes only a practitioner who—

(*a*) has one of the following qualifications—

(i) that immediately before 1st April 1974 he possessed one of the qualifications set out in regulation 3 of the Medical Examinations (Sub-normal Children) Regulations 1959(**c**);

(ii) that he is a psychiatrist working in a child-guidance clinic; or

(*b*) has the following experience—

(i) that he has assisted for a period of at least six months in the conduct of medical examinations of the kind to which these regulations apply by a practitioner entitled to conduct those examinations under these regulations; and

(ii) that he has attended such a post-graduate course of instruction in the ascertainment and treatment of children suffering from the

(**a**) 1973 c. 32. (**b**) 1944 c. 31. (**c**) S.I. 1959/336 (1959 I, p 1031).

disability described in regulation 2 of these regulations as has been approved by the Secretary of State for the purpose of these regulations or some equivalent course so approved.

Keith Joseph,
Secretary of State for Social Services.

5th February 1974.

Peter Thomas,
Secretary of State for Wales.

6th February 1974.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations prescribe the qualifications or experience required of medical practitioners conducting examinations of children who may be educationally sub-normal and so in need of special education. They replace with some minor and drafting amendments the qualifications set out in the Medical Examinations (Sub-normal Children) Regulations 1959 which will cease to have effect when section 69(1) of the Education Act 1944 is repealed by the National Health Service Reorganisation Act 1973.

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