STATUTORY INSTRUMENTS

1975 No. 302

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service Reorganisation (Retirement of Senior Officers) (Amendment) Regulations 1975

Made - - -	*5th March* 1975
Laid before Parliament	*7th March* 1975
Coming into Operation	*31st March* 1975

The Secretary of State for Social Services in exercise of the powers conferred upon her by section 44 of the National Health Service Reorganisation Act 1973(**a**) and of all other powers enabling her in that behalf, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the National Health Service Reorganisation (Retirement of Senior Officers) (Amendment) Regulations 1975 and shall come into operation on 31st March 1975.

Interpretation

2.—(1) In these regulations "the principal regulations" means the National Health Service Reorganisation (Retirement of Senior Officers) Regulations 1974(**b**) as amended by the National Health Service Reorganisation (Retirement of Senior Officers) (Amendment) Regulations 1974(**c**), and other words and expressions used have the same meanings as in the principal regulations.

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

Extension of latest dates of election to retire and objection to election and latest date for retirement

3.—(1) In respect of any person specified in either regulation 3(1)(*a*)(i) of and column 2 of schedule 1 to, or regulation 3(1)(*b*)(i) of, the principal regulations (persons to whom the regulations apply) who was or is an officer specified in the schedule to these regulations, the date on or before which he may by notice elect that section 44 of the Act (early retirement in lieu of compensation for loss of office) shall apply to him shall—

(*a*) where he is an officer specified in column 2 in Part I of the schedule to these regulations be 30th April 1975, and

(*b*) where he is an officer specified in column 2 in Part II of the said schedule be 31st January 1976.

(**a**) 1973 c. 32.
(**b**) S.I. 1974/189 (1974 I, p. 677).
(**c**) S.I. 1974/801 (1974 II, p. 3071).
(**d**) 1889 c. 63.

(2) In respect of a person specified in paragraph (1) above, an employing authority may give notice of objection in writing to an election—

(*a*) where sub-paragraph (*a*) of that paragraph applies, before 1st April 1975, and

(*b*) where sub-paragraph (*b*) of that paragraph applies, before 1st January 1976,

or within one month of the receipt by the employing authority of the notice of election, whichever is the later.

(3) Every employment in relation to which a person specified in paragraph (1) above is subject to the relevant superannuation scheme shall, instead of terminating in a period ending on 31st March 1975, terminate in a period ending—

(*a*) where sub-paragraph (*a*) of that paragraph applies, on 30th June 1975, and

(*b*) where sub-paragraph (*b*) of that paragraph applies, on 31st March 1976.

Amendment of the principal regulations

4.—(1) In regulation 3 of the principal regulations (persons to whom the regulations apply)—

(*a*) in paragraph (1)(*a*)(ii) after "paragraph (2)" there shall be added "as amended";

(*b*) in paragraph (2)(*c*)

(i) in respect of officers specified in column 2 in Part I of the schedule to these regulations for "31st January 1975" there shall be substituted "30th April 1975", and

(ii) in respect of officers specified in column 2 in Part II of the said schedule for "31st January 1975" there shall be substituted "31st January 1976";

(*c*) in paragraph (2)(*d*)

(i) in respect of officers specified in column 2 in Part I of the schedule to these regulations for "1st January 1975" there shall be substituted "1st April 1975", and

(ii) in respect of officers specified in column 2 in Part II of the said schedule for "1st January 1975" there shall be substituted "1st January 1976".

(2) In regulation 5(6) of the principal regulations (latest date for termination of employment)—

(*a*) in respect of officers specified in column 2 in Part I of the schedule to these regulations for "31st March 1975" there shall be substituted "30th June 1975", and

(*b*) in respect of officers specified in column 2 in Part II of the said schedule for "31st March 1975" there shall be substituted "31st March 1976".

(3) In schedule 2 to the principal regulations (acceptance of other employment) in paragraph (2)(*a*)—

(*a*) in respect of officers specified in column 2 in Part I of the schedule to these regulations for "31st March 1975" there shall be substituted "30th June 1975", and

(*b*) in respect of officers specified in column 2 in Part II of the said schedule for "31st March 1975" there shall be substituted "31st March 1976".

Barbara Castle,
Secretary of State for Social Services.

5th March 1975.

SCHEDULE

Regulations 3 and 4

OFFICERS TO WHOM THE REGULATIONS APPLY

	Employing Authority	*Officers to whom the regulations apply*
	Column 1	Column 2
	PART I	
1.	A Regional Hospital Board	Secretary Deputy Secretary Treasurer Deputy Treasurer Legal Adviser *Regional Supplies Officer *Area Supplies Officer *Deputy Area Supplies Officer
2.	Newcastle Regional Hospital Board	Area Secretary of the Special Area Committee for Cumberland and North Westmorland
3.	A Hospital Management Committee, a University Hospital Management Committee or a Board of Governors of a Teaching Hospital except a Board of Governors of any hospital specified in schedule 2 to the National Health Service Reorganisation Act 1973 (hospitals of which the boards of governors may be preserved)	Secretary *Deputy Secretary Treasurer *Deputy Treasurer Area Supplies Officer *Deputy Area Supplies Officer
4.	An Executive Council	Clerk *Deputy Clerk
5.	A Local Health Authority	The Chief Administrative Officer (by whatever title, being the chief lay administrator) of the Health Department
6.	Department of Health and Social Security	Secretary of the National Health Service Staff Commission

PART II

Employing Authority	*Officers to whom the regulations apply*
Column 1	Column 2
1. A Regional Hospital Board	Senior Administrative Medical Officer Principal Assistant Senior Medical Officer (in receipt of a deputising allowance) Regional Architect Regional Engineer Regional Quantity Surveyor Chief Quantity Surveyor Deputy Regional Architect Deputy Regional Engineer Chief Regional Nursing Officer
2. A Hospital Management Committee, a University Hospital Management Committee or a Board of Governors of a Teaching Hospital except a Board of Governors of any hospital specified in schedule 2 to the National Health Service Reorganisation Act 1973 (hospitals of which the boards of governors may be preserved)	Chief Nursing Officer or Group Head of Nursing Group Engineer *Deputy Group Engineer Group Building Supervisor *Deputy Group Building Supervisor
3. A Local Health Authority, a Local Education Authority or a Public Health Authority	Medical Officer of Health/Principal School Medical Officer Associate Medical Officer of Health *Deputy Medical Officer of Health/Deputy Principal School Medical Officer Director of Nursing Services or Head of Nursing Chief Dental Officer/Principal School Dental Officer
4. A County Council, a County Borough Council or the Greater London Council	Chief Ambulance Officer

*These officers are those designated by the titles shown in the relevant agreements of the appropriate Whitley Council for the Health Services (Great Britain).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the National Health Service Reorganisation (Retirement of Senior Officers) Regulations 1974, which provide for certain senior officers to elect for early retirement on enhanced pension terms, by extending the final date for election to retire early from 31st January 1975 to 30th April 1975 for certain officers and 31st January 1976 for other officers and by extending the latest date for retirement from employment by those officers from 31st March 1975 to 30th June 1975 and 31st March 1976 respectively.

SI 1975/302
ISBN 0-11-050302-3

