



## 2001 CHAPTER 3

### PART IV

#### MISCELLANEOUS AND GENERAL

##### *Pharmaceutical chemists*

##### **Regulation of the profession of pharmaceutical chemist**

**56.—**(1) The Department may by order make provision modifying the regulation of the profession of pharmaceutical chemist, so far as appears to it to be necessary or expedient for the purpose of securing or improving the regulation of that profession or the services which that profession provides or to which it contributes.

(2) Schedule 4 (which makes further provision about orders under this section) shall have effect.

##### *General*

##### **Orders, regulations and directions**

**57.—**(1) Subject to [<sup>F1</sup>subsection (2)], any regulations or orders made by the Department under this Act shall be subject to negative resolution.

(2) Subsection (1) does not apply to—

- (a) an order under section 56;
- (b) an order under section 58 which contains only provision for or in connection with the transfer of any property, rights or liabilities; or
- (c) an order under section 61(2).

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*Changes to legislation: There are currently no known outstanding effects for the Health and Personal Social Services Act (Northern Ireland) 2001, PART IV. (See end of Document for details)*

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(3) Regulations or orders under this Act may contain—

- (a) any supplementary, incidental or consequential provision;
- (b) any transitory, transitional or saving provision,

which the Department considers necessary or expedient.

(4) Section 17(2) of the Interpretation Act (Northern Ireland) 1954 (c. 33) shall apply to a direction given by the Department under this Act as if the direction were a statutory instrument.

**Annotations:**

- F1** Words in s. 57(1) substituted (13.5.2016) by [Health and Personal Social Services \(Amendment\) Act \(Northern Ireland\) 2016 \(c. 23\)](#), ss. **6(6)**, 8

**Supplementary and consequential provision**

**58.—**(1) The Department may by order make—

- (a) such supplementary, incidental or consequential provision; or
- (b) such transitory, transitional or saving provision,

as it considers necessary or expedient for the purposes of, in consequence of, or for giving full effect to, any provision of this Act.

(2) The provision which may be made under subsection (1) includes provision amending or repealing any statutory provision, instrument or document.

**Interpretation**

**59.—**(1) In this Act “the principal Order” means the Health and Personal Social Services (Northern Ireland) Order 1972 (NI 14).

(2) Except where any provision of this Act otherwise provides, any word or expression to which a meaning is assigned by Article 2(2) [<sup>F2</sup>or (2A)] of the principal Order has the same meaning in this Act as in that Order.

**Annotations:**

- F2** Words in s. 59(2) inserted (1.4.2009) by [Health and Social Care \(Reform\) Act \(Northern Ireland\) 2009 \(c. 1\)](#), ss. 32, 34(3), **Sch. 6 para. 18(3)**; S.R. 2009/114, **art. 2**

**Amendments and repeals**

**60.—**(1) In Article 8(1)(b) of the 1991 Order (health and [<sup>F3</sup>social care] contracts) for “(f) to (j)” there shall be substituted “(g) to (j)”.

(2) In Article 21(1) of that Order (indicative amount for doctors' practices) for “paragraphs (2) and (8)” there shall be substituted “paragraph (8)”.

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*Changes to legislation: There are currently no known outstanding effects for the Health and Personal Social Services Act (Northern Ireland) 2001, PART IV. (See end of Document for details)*

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(3) The statutory provisions specified in Schedule 5 are repealed to the extent specified in the second column of that Schedule.

**Annotations:**

- F3** Words in Act substituted (1.4.2009) by [Health and Social Care \(Reform\) Act \(Northern Ireland\) 2009 \(c. 1\), ss. 32, 34\(3\), Sch. 6 para. 1\(1\)\(a\)](#) (with [Sch. 6 para. 1\(2\)\(3\)](#)); S.R. 2009/114, [art. 2](#)

**Short title and commencement**

**61.—(1)** This Act may be cited as the Health and Personal Social Services Act (Northern Ireland) 2001.

(2) Parts I to III, sections 56 and 60 and the Schedules to this Act shall come into operation on such day or days as the Department may by order appoint<sup>F4</sup>; but section 39 shall not be brought into operation by such an order before 1 April 2002.

**Annotations:**

- F4** partly exercised by SRs 2001/128, 324; SRs 2002/73, 180; SR2003/69, SR2004/107, SR 2005/226

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Personal Social Services Act (Northern Ireland) 2001, PART IV.