



Health and Social Services and Social Security Adjudications Act 1983

1983 CHAPTER 41

PART IX

SUPPLEMENTARY

28 Financial provisions

- (1) There shall be defrayed out of money provided by Parliament—
 - (a) any expenses incurred by the Secretary of State for the purposes of the Central Council for Education and Training in Social Work or of Registered Homes Tribunals; and
 - (b) any increase attributable to the provisions of this Act in the sums payable out of such money under any other Act.
- (2) Any sums repaid to the Secretary of State in pursuance of this Act shall be paid by him into the Consolidated Fund.

29 Minor and consequential amendments

- (1) The enactments specified in Part I of Schedule 9 to this Act shall have effect subject to the amendments there specified (being minor amendments and amendments consequential on the foregoing provisions of this Act).
- (2) Part II of that Schedule shall have effect in place of the provisions of the Residential Homes Act 1980 relating to meals and recreation for old people.

30 Repeals and revocation

- (1) The enactments specified in Part I of Schedule 10 to this Act (which include enactments already obsolete or unnecessary) are repealed to the extent specified in the third column of that Part of that Schedule.

- (2) The instrument specified in Part II of that Schedule is revoked to the extent specified in the third column of that Part.
- (3) The following, namely—
- (a) subsection (3) of section 8 of the Mental Health Act 1959 (which provides that subsection (2) of that section shall not affect the operation of the provisions of Part IV of the National Assistance Act 1948, relating to charities for disabled persons); and
 - (b) Schedule 1 to the Local Authority Social Services Act 1970 (which specifies the enactments conferring functions assigned to the social services committee of a local authority),
- shall continue to have effect as amended by paragraphs 2(1) and 4(1) respectively of Schedule 1 to the Residential Homes Act 1980, notwithstanding the repeal of that Act by subsection (1) above.

31 Power to repeal or amend local Acts

- (1) The Secretary of State may by order—
- (a) repeal any provision of a local Act passed before or in the same Session as this Act if it appears to him that the provision is inconsistent with or has become unnecessary in consequence of any enactment contained in this Act or of regulations made under any such enactment;
 - (b) amend any provision of such an Act if it appears to him that the provision requires amendment in consequence of any enactment contained in this Act or of regulations made under any such enactment or of any repeal made by virtue of the preceding paragraph ;
- and an order made in pursuance of this subsection may include such incidental or transitional provisions as the Secretary of State considers are appropriate in connection with the order.
- (2) It shall be the duty of the Secretary of State, before he makes an order in pursuance of subsection (1) above amending or repealing any provision of a local Act, to consult each local authority which he considers would be affected by the amendment or repeal of that provision.
- (3) The power to make orders conferred by subsection (1) above shall be exercisable by statutory instrument; and any statutory instrument made in the exercise of that power shall be subject to annulment in pursuance of a resolution of either House of Parliament.

32 Commencement

- (1) This section and sections 33 and 34 below shall come into force on the day this Act is passed.
- (2) Subject to subsection (1) above, the provisions of this Act shall come into force on such day as the Secretary of State may by order made by statutory instrument appoint and different days may be appointed in pursuance of this subsection for different provisions or different purposes of the same provision.

33 Extent

- (1) The following provisions of this Act—
 - (a) section 9 and paragraphs 15 and 16 of Schedule 2 ;
 - (b) Part III and Schedule 3 ;
 - (c) section 14(1) (except paragraphs (b) and (c)) and paragraph 1 of Schedule 6 ;
 - (d) section 25(2) and paragraph 31(6) of Schedule 8 ;
 - (e) section 27 (except paragraphs (a) and (c)),
extend to Northern Ireland.
- (2) Except where the contrary intention appears, subject to subsection (3) below, where any enactment repealed or amended or instrument revoked by this Act extends to any part of the United Kingdom or to the Channel Islands, the repeal, amendment or revocation extends to that part or those Islands.
- (3) Where this Act makes—
 - (a) an amendment of an enactment contained in an Act which makes special provision for extending or applying enactments contained in it to the Isles of Scilly ; or
 - (b) an addition to such an Act,the provision for extending or applying enactments shall authorise the extension or application of the amended enactment or addition to the Isles.
- (4) Subsection (3) above applies to an amended enactment whether or not the enactment was extended or applied to the Isles before it was amended.
- (5) Subject to subsections (2) to (4) above, this Act shall, in its application to the Isles, have effect subject to such extensions, adaptations and modifications as the Secretary of State may by order made by statutory instrument prescribe.
- (6) Any statutory instrument made in exercise of the power conferred by subsection (5) above shall be subject to annulment in pursuance of a resolution of either House of Parliament.

34 Short title

This Act may be cited as the Health and Social Services and Social Security Adjudications Act 1983.