

1974 No. 416

SOCIAL SECURITY

**The National Insurance (Health Service Reorganisation
Consequential Amendments) Regulations 1974**

<i>Made</i> - - -	13th March 1974
<i>Laid before Parliament</i>	21st March 1974
<i>Coming into Operation</i>	1st April 1974

The Secretary of State for Social Services(a), in exercise of powers conferred by sections 1(3) and 75(2) of the National Insurance Act 1965(b), and the National Insurance Joint Authority(c), in exercise of powers conferred by section 50(1)(a)(ii) and (b) of that Act, in each case in conjunction with the Treasury so far as relates to matters with regard to which the Treasury have so directed(d) and in exercise of all other powers enabling them in that behalf, after considering the report of the National Insurance Advisory Committee on the preliminary draft submitted to them in accordance with section 108 of the said Act, hereby make the following regulations:—

Citation and commencement

1. These regulations, which may be cited as the National Insurance (Health Service Reorganisation Consequential Amendments) Regulations 1974, shall come into operation on 1st April 1974.

Amendment of the National Insurance (Attendance Allowance) Regulations 1971

2. In the National Insurance (Attendance Allowance) Regulations 1971(e), as amended(f), for the words “the National Health Service Acts 1946 to 1968, or the National Health Service (Scotland) Acts 1947 to 1968” in paragraph (a) of regulation 4 (adults in hospital and certain other accommodation), there shall be substituted the words “the National Health Service Acts 1946 to 1973, or the

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- (a) For the transfer of functions from the Minister of Pensions and National Insurance to (eventually) the Secretary of State, see the Ministry of Social Security Act 1966 (c.20) and S.I. 1968/1699 (1968 III, p.4585).
 (b) 1965 c.51.
 (c) See S.I. 1948/211 (Rev. XVI, p.367: 1948 I, p.2905) and sections 104(4)(b) and 117(1) of the National Insurance Act 1965 (c.51).
 (d) See section 106(5) of the National Insurance Act 1965 (c.51).
 (e) S.I. 1971/621 (1971 I, p.1623).
 (f) There is no amendment which relates expressly to the subject-matter of these Regulations.

National Health Service (Scotland) Acts 1947 to 1973"; and for the words "a regional hospital board constituted under any of those Acts" in paragraph (b) of that regulation there shall be substituted the words "any body in the exercise of functions on behalf of the Secretary of State under any of those Acts".

Amendment of the National Insurance (Classification) Regulations 1972

3.—(1) The National Insurance (Classification) Regulations 1972(a), as amended(b), shall be further amended in accordance with the following provisions of this regulation.

(2) In Part I of Schedule 1 (which Part sets out in column (A) employments in respect of which persons are treated as employed persons and in column (B) persons excepted from the operation of column (A))—

- (a) in paragraph 1(a) of column (B) for the words "as a medical practitioner or dental practitioner on the list of an Executive Council under the National Health Service Act 1946(c) or the National Health Service (Scotland) Act 1947(d)" there shall be substituted the words "as a medical practitioner or dental practitioner in England or Wales on the list of a Family Practitioner Committee under the National Health Service Acts 1946 to 1973 or in Scotland on the list of a Health Board under the National Health Service (Scotland) Acts 1947 to 1973"; and
- (b) in paragraph 2(c) of column (A) for the words "Regional Hospital Board or a Board of Governors of a Teaching Hospital constituted under the National Health Service Act 1946" there shall be substituted the words "Regional Health Authority, Area Health Authority or special health authority established under the National Health Service Reorganisation Act 1973(e) or a Board of Governors of a teaching hospital constituted under the National Health Service Act 1946 and preserved as such a Board by order made under the said Act of 1973 or a Health Board established under the National Health Service (Scotland) Acts 1947 to 1973".

Amendment of the National Insurance (Hospital In-Patients) Regulations 1972

4. In the National Insurance (Hospital In-Patients) Regulations 1972(f), as amended(b), for the reference to "1968" in the definition of "the National Health Service Acts" and "the National Health Service (Scotland) Acts" in regulation 1(2) there shall be substituted a reference to "1973"; and for the words "a Hospital Board or a Regional Hospital Board constituted" where those words occur in regulation 1(2) in the definition of "prescribed accommodation" and in regulation 1(3)(b) there shall be substituted the words "any body in the exercise of functions on behalf of the Secretary of State".

Amendment of the National Insurance (Medical Certification) Regulations 1967

5.—(1) In the National Insurance (Medical Certification) Regulations 1967 (g), as amended(b), Section A of Schedule 1 shall be amended in accordance with the following provisions of this regulation.

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- (a) S.I. 1972/555 (1972 I, p.1861).
 - (b) There is no amendment which relates expressly to the subject-matter of these Regulations.
 - (c) 1946 c.81.
 - (d) 1947 c.27.
 - (e) 1973 c.32.
 - (f) S.I. 1972/603 (1972 I, p.1979).
 - (g) S.I. 1967/520 (1967 I, p.1702).

(2) At the end of paragraph 1 of the said Section A there shall be added the following definitions:—

“ ‘Family Practitioner Committee’ means a Family Practitioner Committee established under the National Health Service Reorganisation Act 1973^(a); ‘Health Board’ means a Board constituted under the National Health Service (Scotland) Act 1972^(b).”

(3) In paragraphs 5 and 6 of the said Section A after the words “Executive Council” in each place where those words occur there shall be inserted the words “a Family Practitioner Committee or a Health Board”.

Barbara Castle,
Secretary of State for Social Services.

11th March 1974.

Given under the official seal of the National Insurance Joint Authority.
L.S.

Barbara Castle,
Secretary of State for Social Services,
a member of the National Insurance Joint
Authority.

11th March 1974.

James Hamilton,
John Golding,
Two of the Lords Commissioners of
Her Majesty’s Treasury.

13th March 1974.

(a) 1973 c.32.

(b) 1972 c.58.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend references in the National Insurance (Attendance Allowance) Regulations 1971, the National Insurance (Classification) Regulations 1972, the National Insurance (Hospital In-Patients) Regulations 1972 and the National Insurance (Medical Certification) Regulations 1967 to National Health Service bodies that are to be abolished and replaced on 1st April 1974 under the National Health Service Reorganisation Act 1973 or the National Health Service (Scotland) Act 1972.

The report of the National Insurance Advisory Committee on the preliminary draft of these Regulations dated 5th March 1974 is contained in House of Commons Paper No. 32(Session 1974) published by Her Majesty's Stationery Office.

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