

1975 No. 1687

NATIONAL HEALTH SERVICE, ENGLAND AND WALES
The National Health Service (Remission of Charges) Amendment
Regulations 1975

<i>Made - - - -</i>	<i>20th October 1975</i>
<i>Laid before Parliament</i>	<i>27th October 1975</i>
<i>Coming into Operation</i>	<i>17th November 1975</i>

The Secretary of State for Social Services in exercise of powers conferred by section 3(2)(b) (as amended by section 39(1) of the Health Services and Public Health Act 1968(a) and section 57(1) of and paragraph 12(1) of Schedule 4 to the National Health Service Reorganisation Act 1973(b) and section 44(1)(b) (as amended by the said section 39(1)) of the National Health Service Act 1946(c) and section 1(2) of the National Health Service Act 1952(d) and now vested in her (e) and of powers conferred on her by sections 50(1) and 56(4) of the said Act of 1973, 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 (Remission of Charges) Amendment Regulations 1975 and shall come into operation on 17th November 1975.

Amendments to Regulations

2. The National Health Service (Remission of Charges) Regulations 1974(f) shall be amended as follows:—

(1) In regulation 4(b)(i) for the words “Welfare Food Order 1971, as amended” there shall be substituted “Welfare Food Order 1975”(g).

(2) In regulation 6(1)—

(a) after “paragraphs 3,” there shall be inserted “4(1)(a),” and after “23(1)” there shall be inserted “23(1A) (as added by section 11 of and paragraph 4(2)(b) of Schedule 3 to the Social Security Benefits Act 1975 (c. 11.).”

(b) for sub-paragraph (a) there shall be substituted—

“(a) in sub-paragraph (1) (as provided by section 1(3)(a) of the Social Security Act 1971 (c. 73.)) of paragraph 23 of the said Schedule (which paragraph relates to the calculation of weekly earnings) for the amount specified in sub-paragraph (a) there were substituted the amount specified in sub-paragraph (b); and”;

(a) 1968 c. 46.

(b) 1973 c. 32.

(c) 1946 c. 81.

(d) 1952 c. 25.

(e) See Secretary of State for Social Services Order 1968 (S.I. 1968/1699 (1968 III, p. 4585)) Article 2.

(f) S.I. 1974/1377 (1974 II, p. 5282).

(g) S.I. 1975/1686 (1975 III, p. 5757)

(c) for sub-paragraphs (b)(ii) to (b)(iv) there shall be substituted—
“(ii) an amount in respect of mortgage repayments as is reasonable in the circumstances.”.

(3) For sub-paragraph (a) of regulation 6(2) there shall be substituted—
“(a) In determining what, if any, amount to allow under paragraph 4(1)(a) of the said Schedule 2 regard shall be had to the provisions made by paragraphs 8A(2) and 8A(3) (added by section 6 of and paragraph 3 of Schedule 4 to the National Insurance and Supplementary Benefit Act 1973 (c. 42.)) of that Schedule.”.

Barbara Castle,
Secretary of State for Social Services.

20th October 1975.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the National Health Service (Remission of Charges) Regulations 1974 by increasing the amount by which earnings are to be disregarded in calculating entitlement to a remission, and adjusting the considerations to be given to exceptional awards.

SI 1975/1687
ISBN 0-11-051687-7

