

**1976 No. 540 (S. 46)**
**NATIONAL HEALTH SERVICE, SCOTLAND**
**The National Health Service (Supply of Goods at Clinics etc.)  
(Scotland) Regulations 1976**

<i>Made - - - -</i>	<i>30th March 1976</i>
<i>Laid before Parliament</i>	<i>8th April 1976</i>
<i>Coming into Operation</i>	<i>30th April 1976</i>

In exercise of the powers conferred on me by sections 5(2) and 8(2) of the National Health Service (Scotland) Act 1972(a), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

*Citation and commencement*

1. These regulations may be cited as the National Health Service (Supply of Goods at Clinics etc.) (Scotland) Regulations 1976, and shall come into operation on 30th April 1976.

*Interpretation*

2.—(1) In these regulations, unless the context otherwise requires—

“the Act” means the National Health Service (Scotland) Act 1972;

“centre” means a welfare food distribution centre;

“cost price” means the actual cost of an article payable by a Health Board after any deductions in respect of discount or rebate but including any transport or delivery charges due to the supplier by that Health Board in respect of the article;

“enactment” includes a provision in a statutory instrument;

“family planning clinic” means a clinic at which services are provided under section 8 of the Act and includes such a clinic situated in a health centre or a hospital;

“Health Board” means a board constituted under section 13 of the Act;

“hospital” has the meaning assigned to it by section 4(3) of the Act;

“maternity or child health clinic” means a clinic at which services are provided under section 5 of the Act and includes such a clinic situated in a health centre.

(2) In these regulations, unless the context otherwise requires, references to any enactment shall be construed as references to that enactment as amended or re-enacted by any subsequent enactment.

(3) The Interpretation Act 1889(a) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

*Supply of goods at maternity or child health clinics and welfare food distribution centres*

3. Without prejudice to the provisions of the Welfare Food Order 1975(b), a Health Board shall make and recover, for the supply at a maternity or child health clinic or a centre of goods appropriate to the promotion of the health of nursing and expectant mothers and young children (not being a drug, a medicine or an appliance of a type normally supplied), charges equal to the cost price of each article to the Health Board plus a sum in respect of handling charges of ten per cent of the cost price; but so that such charges shall be calculated to the nearest half penny.

*Supply of contraceptive substances and appliances*

4. A Health Board shall make and recover, for the supply at or through a family planning clinic of contraceptive substances or appliances otherwise than following consultation with and advice from a doctor or nurse employed by the Health Board or on prescription, charges equal to the cost price of each article to the Health Board plus a sum in respect of handling charges of ten per cent of the cost price; but so that such charges shall be calculated to the nearest half penny.

*Revocation*

5.—(1) The National Health Service (Supply of Goods at Clinics) (Scotland) Regulations 1974(c) are hereby revoked.

(2) Section 38 of the Interpretation Act 1889 shall apply as if these regulations were an Act of Parliament and as if the regulations revoked by paragraph (1) above were an Act of Parliament repealed by an Act of Parliament.

*William Ross,*  
One of Her Majesty's Principal  
Secretaries of State.

New St. Andrew's House,  
Edinburgh.  
30th March 1976.

---

EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations replace the National Health Service (Supply of Goods at Clinics) (Scotland) Regulations 1974. They provide that where goods suitable for expectant or nursing mothers and young children are sold in maternity or child health clinics, or welfare food distribution centres, or contraceptive substances or appliances are sold in family planning clinics, the charge made by the Health Board is to be the cost price plus a handling charge of 10 per cent.

(a) 1889 c. 63.

(c) S.I. 1974/548 (1974 I, p. 2245).

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



SI 1976/540  
ISBN 0-11-060540-3



780110 605401