
 S T A T U T O R Y I N S T R U M E N T S

1980 No. 796

**NATIONAL HEALTH SERVICE,
ENGLAND AND WALES**
**The Health Service Supply Council (Establishment and
Constitution) Order 1980**

<i>Made - - - -</i>	11th June 1980
<i>Laid before Parliament</i>	23rd June 1980
<i>Coming into Operation</i>	14th July 1980

The Secretary of State for Social Services, in exercise of powers conferred on him by section 11 of the National Health Service Act 1977(a), and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Health Service Supply Council (Establishment and Constitution) Order 1980 and shall come into operation on 14th July 1980.

Establishment of the Health Service Supply Council

2. There is hereby established a special health authority which shall be known as the Health Service Supply Council (hereinafter in this Order referred to as "the Council").

Functions of the Council

3.—(1) The Council shall perform such functions as the Secretary of State may direct.

(2) Without prejudice to the generality of paragraph (1) of this Article the said functions shall include functions as to the development of policies, and the making of arrangements, relating to equipment and other supplies for health authorities in England under the National Health Service Act 1977 and preserved Boards of Governors under the National Health Service Reorganisation Act 1973(b) and the provision, for the Secretary of State and for such health authorities and preserved Boards of Governors, of advice and information relating to those policies and arrangements.

Constitution of the Council

4. The Council shall consist of 13 members appointed by the Secretary of State of whom—

- (a) one shall be the chairman;
- (b) one shall be a registered medical practitioner;
- (c) one shall be a registered pharmacist;
- (d) one shall be a State Registered nurse;

 (a) 1977 c. 49.

(b) 1973 c. 32.

- (e) one shall be an officer of the Department of Health and Social Security;
- (f) seven shall be appointed from persons nominated by Regional Health Authorities; and
- (g) one shall be a person with experience in the sector of industry providing goods or services for health care.

Financial provisions relating to the Council

5.—(1) The Council shall, in respect of each financial year, so perform the functions which they are directed to perform as to secure that the expenditure attributable to the performance of those functions does not exceed the amount of the estimates of the expenditure of the Council for that year approved by the Secretary of State, in accordance with paragraph (3) of this Article.

(2) The Council shall submit to the Secretary of State such estimates of such expenditure, by such dates, for such financial years and accompanied by such relevant information, as the Secretary of State may specify.

(3) The Secretary of State, after consulting the Regional Health Authorities, may approve expenditure for which estimates have been submitted in accordance with paragraph (2) of this Article, with or without modification of the estimate and subject to such conditions as he thinks fit, and he may at any time vary such approval or conditions.

(4) The provisions of regulation 5 (standing financial instructions), regulation 6 (annual accounts), regulation 7 (audit of accounts) and regulation 8 (losses and damages) of the National Health Service Financial (No. 2) Regulations 1974(a) shall apply in relation to the Council as if any reference therein to a Regional Health Authority was a reference to the Council.

(5) Expenses of the Council for each financial year for which estimates have been approved by the Secretary of State shall be defrayed by the Regional Health Authorities in portions which, in the case of each such authority, is the same percentage of the whole of such expenses as that authority's percentage of the total revenue expenditure by all Regional Health Authorities on the health service in England in the last year for which annual accounts are available to the Secretary of State before the start of that financial year.

Patrick Jenkin,
Secretary of State for Social Services.

11th June 1980.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order provides for the establishment and constitution of a special health authority, to be known as the Health Service Supply Council, for the purpose of exercising, on behalf of the Secretary of State and health authorities in England, functions relating to policy, arrangements and information concerning supplies for the national health service; for the number of members to be appointed to the Council; and for financial arrangements relating to the Council.

