
 STATUTORY INSTRUMENTS

1980 No. 797

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The Health Service Supply Council Regulations 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 12 of, and paragraphs 10 and 12 of Schedule 5 to, the National Health Service Act 1977(a), and of all other powers enabling him in that behalf, and after consultation, in accordance with paragraph 11(1) of that Schedule, with bodies recognised by him as representing persons likely to be affected by regulation 9 of these regulations, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Health Service Supply Council Regulations 1980 and shall come into operation on 14th July 1980.

Interpretation

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

“Council” means the Health Service Supply Council established by the Order;

“member” means the chairman or another member of the Council and “members” shall be construed accordingly;

“the Order” means the Health Service Supply Council (Establishment and Constitution) Order 1980(b).

Appointment of members

3. The members of the Council shall be appointed by the Secretary of State.

Tenure of office of members

4.—(1) Subject to the following provisions of these regulations, the term of office of members shall be 4 years expiring on 30th June in any year.

(2) Six of the original members shall be appointed for a period ending on 30th June 1982 and the remainder of such members shall be appointed for a period ending on 30th June 1984, and the Secretary of State shall, on making the appointment of each of such members, specify the period for which it is made.

(a) 1977 c. 49.

(b) S.I. 1980/796.

Eligibility of members for re-appointment

5. Subject to any provisions of the Order as to qualification for, and to any provisions applied by these regulations as to disqualification for, membership, a member shall, on the expiration of his term of office, be eligible for re-appointment.

Casual vacancies

6. Where, for any reason, a person ceases to be a member before the expiration of the period for which he was appointed, the tenure of office of any member appointed in his place shall be the remainder of that period.

Termination of tenure of office

7.—(1) A member may resign his office at any time during the period for which he was appointed by giving notice in writing to the Secretary of State.

(2) Where a member ceases to be eligible for appointment under the paragraph of Article 4 of the Order by virtue of which he was appointed, the Secretary of State may, notwithstanding that such person may have been and may continue to be eligible for appointment under any other paragraph of that Article, terminate his tenure of office.

(3) Where the Secretary of State is satisfied that it is not in the interests of the Council or of the health service that a person whom he has appointed as a member should continue to hold that office, he may forthwith terminate his tenure of office.

Application of regulations relating to membership and procedure

8. The provisions of regulation 10 (election of vice-chairman), regulation 11 (appointment of committees and sub-committees), regulation 12 (arrangements for the exercise of functions), regulation 13 (meetings and proceedings), regulation 14 (disability of members in proceedings on account of pecuniary interest) of, and the Schedule (rules as to meetings and proceedings) to, the National Health Service (Regional and Area Health Authorities: Membership and Procedure) Regulations 1973(a) and the provisions of regulation 8 (disqualification for appointment) and regulation 9 (cessation of disqualification) of the National Health Service (Health Authorities: Membership) Regulations 1979(b) shall apply in relation to the Council as if any reference therein to an Authority was a reference to the Council.

Officers of the Council

9.—(1) The Council shall appoint a Chief Officer to the Council.

(2) The Council shall appoint a Finance Officer to the Council whose duties shall include the provision of financial advice to the Council or any of its committees, the design, implementation and supervision of systems of financial control and the preparation and maintenance of such accounts, certificates, estimates, records and reports as the Council may require for the purpose of carrying out its duties under Article 5 of the Order or under regulations applied by that Article.

(3) When any officer of the Council has attained the age of 65 years he shall cease to hold office unless the Council, with the consent of the officer, and also, in the case of the Chief Officer, of the Secretary of State, by resolution extend his period of service in his existing capacity or in some other capacity for one year or any less period, and so on from time to time:

(a) S.I. 1973/1286

(b) S.I. 1979/738

Provided that when an officer attains the age of 70 years, the Council shall not so extend his service unless the Secretary of State notifies the Council that he is satisfied that there are special circumstances which justify such an extension.

(4) The Council shall pay to the Chief Officer and to other officers of the Council remuneration in accordance with the scales from time to time approved by the Secretary of State or such remuneration as the Secretary of State may in special circumstances authorise.

Reports by the Council

10. The Council shall make reports to the Secretary of State in such manner and at such time, being at least once each year, as the Secretary of State may direct and shall furnish to the Secretary of State such information as he may from time to time require.

11th June 1980.

Patrick Jenkin,
Secretary of State for Social Services.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations provide for the appointment and term of office of members of the Health Service Supply Council and for the procedure of, and the appointment of officers for, and reports to the Secretary of State by, that special health authority.

