
STATUTORY INSTRUMENTS

1983 No. 974 (C.26)

**CHILDREN AND YOUNG PERSONS LOCAL
AUTHORITY SOCIAL SERVICES NATIONAL
ASSISTANCE SERVICES NATIONAL HEALTH
SERVICE, ENGLAND AND WALES NATIONAL
HEALTH SERVICE, SCOTLAND PUBLIC
HEALTH, ENGLAND AND WALES PUBLIC
HEALTH, SCOTLAND RESIDENTIAL AND
OTHER ESTABLISHMENTS, SCOTLAND
SOCIAL SECURITY SOCIAL WORK, SCOTLAND**

Health and Social Services and Social Security
Adjudications Act 1983 (Commencement No. 1) Order 1983

Made - - - -

5th July 1983

In exercise of the powers conferred upon me by section 32(2) of the Health and Social Services and Social Security Adjudications Act 1983 and of all other powers enabling me in that behalf I hereby make the following order:—

Citation and interpretation

1.—(1) This order may be cited as the Health and Social Services and Social Security Adjudications Act 1983 (Commencement No. 1) Order 1983.

(2) In this order “the Act” means the Health and Social Services and Social Security Adjudications Act 1983.

Days specified for the coming into force of certain provisions of the Act

2.—(1) The provisions of the Act specified in the first column of each Schedule to this order (which relate to the matters specified in the second column thereof) shall come into force on the day specified in the heading to that Schedule.

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(2) Section 25(2) of the Act (social security adjudications) so far as it relates to paragraph 31(6) of Schedule 8 thereto shall come into force on 5th July 1983.

5th July 1983

Norman Fowler
One of Her Majesty's Principal Secretaries of
State

SCHEDULE 1

Article 2(1)

PROVISIONS OF THE ACT WHICH COME INTO FORCE ON 15TH AUGUST 1983

<i>Provision of the Act</i>	<i>Subject matter</i>
Section 1 insofar as it relates to:— (i) paragraphs (a), (b), (c) and (d) of subsection (2) of the new section 28A of the National Health Service Act 1977 (c. 49) but only for the purpose of giving effect to the new section 28B(1)(a) of that Act, and (ii) the new section 28B of the National Health Service Act 1977.	Joint financing of community services in Wales.
Section 3	Financial assistance to voluntary organisations in Scotland.
Section 7(1)	Assumption of parental rights and powers in Scotland.
Section 9, so far as it relates to paragraphs 1 and 2, 4 to 8, 10 to 16, 19, 21 to 49, 51, 55, 56 and 59 to 62 of Schedule 2.	Miscellaneous amendments of enactments relating to children and young persons.
Section 12, so far as it relates to paragraphs 1 and 3 of Schedule 5	Organisation of the National Health Service.
Section 13	Repeal of provisions about designation and membership of authorities.
Section 14 and Schedules 6 and 7	Medical practitioners etc.
Section 20	Power of local authority to limit charge for residential accommodation.
Section 26	Fees for certificates relating to notifiable diseases and food poisoning.
Section 27	Abolition of advisory bodies.
Section 28	Financial provisions.
Section 29(1) so far as it relates to paragraphs 1, 2, 5, 7, 8, 21, 24, 25 and 28 of Part I of Schedule 9	Minor and consequential amendments.
Section 30(1) and Part I of Schedule 10 so far as they relate to the following enactments:— (i) Public Health Act 1936 (c. 49); (ii) Food and Drugs Act 1955 (c. 16); (iii) Sections 48(2) and 64 of the Health Services and Public Health Act 1968 (c. 46); (iv) Section 31(2) of the Social Work (Scotland) Act 1968 (c. 49);	Repeals.

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<i>Provision of the Act</i>	<i>Subject matter</i>
(v) Radiological Protection Act 1970 (c. 46)	
(vi) Powers of Criminal Courts Act 1973 (c. 62);	
(vii) Section 109(3) of the Children Act 1975 (c. 72);	
(viii) Adoption Act 1976 (c. 36);	
(ix) Criminal Law Act 1977 (c. 45);	
(x) Sections 8(1A), 9, 100(2) and 128(1) of, and Schedule 5 to, the National Health Service Act 1977 (c. 49);	
(xi) Adoption (Scotland) Act 1978 (c. 18);	
(xii) Employment Protection (Consolidation) Act 1978 (c. 44);	
(xiii) Sections 71 and 79(5)(h) of the Child Care Act 1980 (c. 5);	
(xiv) Section 1 and subsection (1) of section 4 (but only for the purpose of giving effect to the new section 28B(1)(a) of the National Health Service Act 1977) of, and Schedule 1 to, the Health Services Act 1980 (c. 53);	
(xv) Overseas Development and Co-operation Act 1980 (c. 63).	
Section 30(2) and Part II of Schedule 10	Revocation.
Section 31	Power to amend or repeal local Acts.

SCHEDULE 2

Article 2(1)

PROVISIONS OF THE ACT WHICH COME INTO FORCE ON 1ST JANUARY 1984

<i>Provision of the Act</i>	<i>Subject matter</i>
Section 4	Abolition of regional plans for accommodation for children.
Section 5	Closure of controlled or assisted community homes.
Section 8	Secure accommodation for children in Scotland.
Section 9, so far as it relates to paragraphs 3, 9, 17, 18, 20, 50, 52 to 54, 57 and 58 of Schedule 2	Miscellaneous amendments of enactments relating to children and young persons.
Section 17	Charges for local authority services in England and Wales.

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<i>Provision of the Act</i>	<i>Subject matter</i>
Section 18	Charges for local authority services in Scotland.
Section 19	Contributions in respect of children in care.
Section 29(1) so far as it relates to paragraphs 16, 17 and 22 of Part I of Schedule 9	Minor and consequential amendments.
Section 29(2) and Part II of Schedule 9	Meals and recreation for old people.
Section 30(1) and Part I of Schedule 10 so far as they relate to the following enactments:—	Repeals.
(i) National Assistance Act 1948 (c. 29);	
(ii) Local Government Act 1966 (c. 42);	
(iii) Section 45(2) of the Health Services and Public Health Act 1968 (c. 46);	
(iv) Sections 14(2), 59A(1) and (3) and 78(1) (b) of the Social Work (Scotland) Act 1968 (c. 49);	
(v) Children and Young Persons Act 1969 (c. 54);	
(vi) Local Government Act 1972 (c. 70);	
(vii) Section 72 of the Children Act 1975 (c. 72);	
(viii) Schedule 8 to the National Health Service Act 1977 (c. 49);	
(ix) Domestic Proceedings and Magistrates' Courts Act 1978 (c. 22)	
(x) Sections 10(2), 36(1), 39(2), 43(3), 44(5), 45(1)(ii) and 87(1) of the Child Care Act 1980 (c. 5) and Schedules 1 and 5 to that Act;	
(xi) Residential Homes Act 1980 (c. 7) but only for the purposes of the repeal of section 8 of that Act;	
(xii) Criminal Justice Act 1982 (c. 48).	

SCHEDULE 3

Article 2(1)

PROVISIONS OF THE ACT WHICH COME INTO FORCE ON 1ST APRIL 1984

<i>Provision of the Act</i>	<i>Subject matter</i>
Section 10 and Schedule 3	Central Council for Education and Training in Social Work.

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<i>Provision of the Act</i>	<i>Subject matter</i>
Section 29(1) so far as it relates to paragraphs 3 and 23 of Part I of Schedule 9	Minor and consequential amendments.
Section 30(1) and Part I of Schedule 10 so far as they relate to the following enactments:—	Repeals.
(i) Health Visiting and Social Work (Training) Act 1962 (c. 33);	
(ii) Local Authority Social Services Act 1970 (c. 42);	
(iii) Schedule 15 to the National Health Service Act 1977 (c. 49);	
(iv) Nurses, Midwives and Health Visitors Act 1979 (c. 36).	

SCHEDULE 4

Article 2(1)

PROVISIONS OF THE ACT WHICH COME INTO FORCE ON 1ST OCTOBER 1984

<i>Provision of the Act</i>	<i>Subject Matter</i>
Section 15	Dental practitioners whose registration is suspended in England and Wales.
Section 16	Dental practitioners whose registration is suspended in Scotland.

EXPLANATORY NOTE

This Order brings into force all the provisions of the Health and Social Services and Social Security Adjudications Act 1983 except section 1 insofar as it substitutes a new section 28A of the National Health Service Act 1977 and section 2 (financing of community services in England, Wales and Scotland); sections 6 and 7(2) and (3) (access to children in care in England, Wales and Scotland); section 11 (registration of homes); section 12 insofar as it relates to paragraph 2 of Schedule 5 (voluntary organisations representation on joint consultative committees); sections 21 to 24 (recovery of charges for local authority accommodation); and section 25 (social security adjudications) except insofar as that section relates to paragraph 31(6) of Schedule 8 which is brought into force with effect from 5th July 1983.

The provisions specified in Schedule 1 to the Order are brought into force on 15th August 1983, those specified in Schedule 2 on 1st January 1984, those specified in Schedule 3 on 1st April 1984, and those specified in Schedule 4 on 1st October 1984.