



National Health Service Reorganisation Act 1973

1973 CHAPTER 32

PART IV

MISCELLANEOUS AND GENERAL

Financial provisions

47 Expenses of new health authorities

- (1) It shall be the duty of the Secretary of State to pay—
 - (a) to each Area Health Authority in Wales and each Regional Health Authority the sums needed to defray such expenditure of the Authority as the Secretary of State approves in the prescribed manner ;
 - (b) to each Family Practitioner Committee sums equal to the expenses which the Secretary of State determines are incurred by the Committee for the purpose of performing the functions conferred on the Committee by virtue of this Act; and
 - (c) to each special health authority sums equal to such of the expenses of the authority as are not defrayed by payments made to the authority in pursuance of subsection (3) of this section.
- (2) It shall be the duty of each Regional Health Authority to pay to each Area Health Authority of which the area is included in the region of the Regional Health Authority the sums needed to defray such expenses of the Area Health Authority as the Regional Health Authority approves in the prescribed manner.
- (3) Where an order establishing a special health authority provides for any expenses of the authority to be defrayed by a Regional or Area Health Authority or by two or more such Authorities in portions determined by or in accordance with the order, it shall be the duty of each Authority in question to pay to the special health authority sums equal to, or to the appropriate portion of, those expenses.

- (4) Sums falling to be paid in pursuance of the preceding provisions of this section shall be payable subject to compliance with such conditions as to records, certificates or otherwise as the Secretary of State may determine.

48 Expenses and receipts of Secretary of State etc.

There shall be paid out of money provided by Parliament—

- (a) any expenses incurred by the Secretary of State for the purposes of this Act; and
- (b) any increase attributable to the provisions of this Act in the sums payable under any other Act out of money so provided;

and any sums received by the Secretary of State by virtue of this Act shall be paid into the Consolidated Fund.

49 Stamp duty

Nothing in section 12 of the Finance Act 1895 (which requires certain Acts and certain instruments relating to the vesting of property by virtue of an Act to be stamped as conveyances on sale) shall apply to this Act or an order made in pursuance of this Act; and stamp duty shall not be payable on such an order.

50 Remission of charges, and consequential adaptation of 1966 c. 20 s. 6

- (1) Regulations may provide for the remission or repayment of any charges which, in pursuance of section 1 of the National Health Service Act 1951 or section 2 of the National Health Service Act 1952, are payable apart from this section, by a person whose income as calculated in accordance with regulations is at less than the prescribed rate, in respect of the supply or replacement of dental or optical appliances or in respect of services provided as part of the general dental services; and accordingly in section 6 of the Ministry of Social Security Act 1966 (which specifies the medical, dental and similar requirements which are and are not to be taken into account for the purposes of that Act) the words from "include any requirement" to "but" and the word "other" shall be omitted.
- (2) In the application of the preceding subsection to Scotland the reference to general dental services shall be construed as a reference to general dental services provided under Part IV of the National Health Service (Scotland) Act 1947.

51 Compensation for loss of rights to sell medical practices

In section 36(3)(c) of the principal Act and 37(3)(c) of the National Health Service (Scotland) Act 1947 (under which regulations must secure that, except in prescribed circumstances, compensation for loss of the right to sell a medical practice is not paid until the retirement or death of the medical practitioner concerned, whichever first occurs), the words from "and secure" to "occurs" shall be omitted.

52 Miscellaneous financial provisions

- (1) If the Secretary of State considers it appropriate for remuneration in respect of services provided by any person in pursuance of Part IV of the principal Act to be paid by a particular body and apart from this subsection the functions of the body do not include

the function of paying the remuneration, the Secretary of State may by order confer that function on the body ; and any sums required to enable any body having that function to pay remuneration in respect of such services shall, if apart from this subsection there is no provision authorising the payment of the sums by the Secretary of State or out of money provided by Parliament, be paid by him.

- (2) In deciding whether to make an order under subsection (1) of section 3 of the Local Government Act 1966 (which relates to the variation of rate support grant orders) in respect of the year beginning with 1st April 1974 or 1st April 1975 and what order to make under that subsection in respect of either year, the Secretary of State shall have regard to any relief in respect of the year in question which he considers has been or is likely to be obtained by local authorities in consequence of this Act and was not taken into account in making the relevant rate support grant order.