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*Status: Point in time view as at 01/04/2005.*

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## SCHEDULES

### SCHEDULE 1

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### SCHEDULE 1

Section 1.

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### SCHEDULE 2

Section 5.

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### SCHEDULE 3

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Section 21.

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Section 23(3).

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SCHEDULE 7

Section 23(4)

AMENDMENTS OF ENACTMENTS

**Modifications etc. (not altering text)**

**C5** The text of s. 23(4)(5), Sch. 1 Pt.II para. 5, Sch. 2 Pt. II para. 5, Sch. 7, Sch. 8 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1. 2. 1991.

*Nursing Homes Registration (Scotland) Act 1938 (c. 73)*

[<sup>F26</sup>1 In section 1(3)(d) of the Nursing Homes Registration (Scotland) Act 1938, for “certified” substitute “registered” . . . <sup>F27</sup>]

**Textual Amendments**

**F26** Sch. 7 paras. 1-6 repealed (S.) (1.4.2002) by 2001 asp 8, s. 80(1), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)  
**F27** Words repealed by Health Services Act 1980 (c. 53, SIF 113:2), s. 25(4), Sch. 7

2 . . . . . <sup>F28</sup>

**Textual Amendments**

**F28** Sch. 7 paras. 2, 3(b) 24, 25 repealed by Health Services Act 1980 (c.53, SIF 113:2), s. 25(4), Sch. 7; and Sch. 7 para. 2 expressed to be repealed (S.) (1.4.2002) by 2001 asp 8, s. 80(1), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

[<sup>F29</sup>3 In section 10—  
(a) omit the definitions of “qualified nurse” and “certified midwife” ;  
(b) . . . . . <sup>F30</sup>]

**Textual Amendments**

**F29** Sch. 7 paras. 1-6 repealed (S.) (1.4.2002) by 2001 asp 8, s. 80(1), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)  
**F30** Sch. 7 paras. 2, 3(b) 24, 25 repealed by Health Services Act 1980 (c.53, SIF 113:2), s. 25(4), Sch. 7

*Nurses (Scotland) Act 1951 (c.55)*

[<sup>F31</sup>4 In section 27 of the Nurses (Scotland) Act 1951—  
(a) in subsection (1), for paragraphs (a) to (c) substitute—  
“(a) registered nurses and registered midwives; and” and make paragraph (d) into paragraph (b);  
(b) in subsection (3) for “registered nurse” substitute “registered and qualified nurse”.]

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#### Textual Amendments

**F31** Sch. 7 paras. 1-6 repealed (S.) (1.4.2002) by 2001 asp 8, s. 80(1), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

[<sup>F32</sup>5 In section 29 for “ registered nurse” substitute “ registered and qualified nurse”.]

#### Textual Amendments

**F32** Sch. 7 paras. 1-6 repealed (S.) (1.4.2002) by 2001 asp 8, s. 80(1), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

[<sup>F33</sup>6 In section 32, omit the definition of “ certified midwife”.]

#### Textual Amendments

**F33** Sch. 7 paras. 1-6 repealed (S.) (1.4.2002) by 2001 asp 8, s. 80(1), Sch. 4; S.S.I. 2002/162, art. 2 (subject to arts. 3-13)

#### *Births and Deaths Registration Act 1953 (c. 20)*

[<sup>F34</sup>6A In section 33—  
(a) in section (5) omit the words from the beginning to “this section and” and for the word “him” substitute “ the Secretary of State ”; and  
(b) in subsection (6) omit the words from the beginning to “is exercised and”.]

#### Textual Amendments

**F34** Sch. 7 para. 6A inserted (E.W.S.) by Health Services Act 1980 (c. 53, SIF 113:2), s. 25(3), Sch. 6 para. 11(1)

7 In section 11(1) and (1A) of the Births and Deaths Registration Act 1953, for “ certified midwife” substitute “ registered midwife ”.

#### *Nurses Agencies Act 1957 (c.16)*

[<sup>F35</sup>8 In section 1 of the Nurses Agencies Act 1957—  
(a) in subsection (1), for paragraphs (a) to (c) substitute—  
“(a) registered nurses and registered midwives; and” and make paragraph (d) into paragraph (b);  
(b) in subsection (3), for “ registered nurse” substitute “ registered and qualified nurse”.]

#### Textual Amendments

**F35** Sch. 7 paras. 8-10 repealed (1.1.2003 for E. and otherwise *prosp.*) by 2000 c. 14, ss. 117(2), 122, Sch. 6; S.I. 2001/4150, art. 3(4) (subject to transitional provisions in art. 4 and S.I. 2002/1493, art. 4 and as amended (31.5.2002) by S.I. 2002/1790, art. 3); as amended (29.7.2002) by S.I. 2002/2001, art. 4

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[<sup>F369</sup> In section 3(2), for “registered nurse” substitute “registered and qualified nurse”.]

**Textual Amendments**  
**F36** Sch. 7 paras. 8-10 repealed (1.1.2003 for E. and otherwise *prosp.*) by 2000 c. 14, ss. 117(2), 122, Sch. 6; S.I. 2001/4150, art. 3(4) (subject to transitional provisions in art. 4 and S.I. 2002/1493, art. 4 and as amended (31.5.2002) by S.I. 2002/1790, art. 3); as amended (29.7.2002) by S.I. 2002/2001, arts. 2(3), 3

[<sup>F3710</sup> In section 8, omit the definitions of “certified midwife” “enrolled nurse” and “registered nurse”, and the word “and” immediately preceding the latter.]

**Textual Amendments**  
**F37** Sch. 7 paras. 8-10 repealed (1.1.2003 for E. and otherwise *prosp.*) by 2000 c. 14, ss. 117(2), 122, Sch. 6; S.I. 2001/4150, art. 3(4) (subject to transitional provisions in art. 4 and S.I. 2002/1493, art. 4 and as amended (31.5.2002) by S.I. 2002/1790, art. 3); as amended (29.7.2002) by S.I. 2002/2001, arts. 2(3), 3

*Health Visiting and Social Work (Training) Act 1962 (c. 33)*

[<sup>F3811</sup> In paragraph 4 of Schedule 1 to the Health Visiting and Social Work (Training) Act 1962, for “General Nursing Council for England and Wales” substitute “United Kingdom Central Council for Nursing, Midwifery and Health Visiting”.]

**Textual Amendments**  
**F38** Sch. 7 para. 11 repealed (E.W.S.) by Health and Social Services and Social Security Adjudications Act 1983 (c. 41, SIF 113:3), s. 30, Sch. 10 Pt. I

*Registration of Births, Deaths and Marriages (Scotland) Act 1965 (c.49)*

12 In section 21(2) and (3) of the Registration of Births, Deaths and Marriages (Scotland) Act 1965, for “certified midwife” substitute “registered midwife”.

13 Omit section 21(6)

*Medicines Act 1968 (c. 67)*

14 In section 11 of the Medicines Act 1968—  
(a) in subsection (1) for “a registered nurse or as a certified midwife” substitute “a registered and qualified nurse or a registered midwife”;  
(b) omit subsection (2).

*Commissioner for Complaints Act (Northern Ireland) 1969 (c. 25 N.I.)*

<sup>F39</sup>15 .....

**Textual Amendments**  
**F39** Sch. 7 para. 15 repealed (16.7.1996) by S.I. 1996/1297, art. 23(2), Sch. 5

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*Nursing Homes and Nursing Agencies Act (Northern Ireland) 1971 (c.32 N.I.)*

F40 16 .....

**Textual Amendments**

**F40** Sch. 7 paras. 16-18 repealed (1. 4. 1993) by [S.I. 1992/3204 \(N.I. 20\)](#), art. 38, **Sch. 2**; S.R. 1993/75, **art.2**

F41 17 .....

**Textual Amendments**

**F41** Sch. 7 paras. 16-18 repealed (1. 4. 1993) by [S.I. 1992/3204 \(N.I. 20\)](#), art. 38, **Sch.2**; S.R. 1993/75, **art.2**

F42 18 .....

**Textual Amendments**

**F42** Sch. 7 paras. 16-18 repealed (1. 4. 1993) by [S.I. 1992/3204 \(N.I. 20\)](#), art. 38, **Sch.2**; S.R. 1993/75, **art.2**

F43 19 .....

**Textual Amendments**

**F43** Sch. 7 paras. 19-22 repealed (N.I.) (1.4.2005) by [The Health and Personal Social Services \(Quality, Improvement and Regulation\) \(Northern Ireland\) Order 2003 \(S.I. 2003/431\)](#), art. 1(3), **Sch. 5**; S.R. 2005/44, art. 3, Sch. 1 (with arts. 4-13)

F43 20 .....

**Textual Amendments**

**F43** Sch. 7 paras. 19-22 repealed (N.I.) (1.4.2005) by [The Health and Personal Social Services \(Quality, Improvement and Regulation\) \(Northern Ireland\) Order 2003 \(S.I. 2003/431\)](#), art. 1(3), **Sch. 5**; S.R. 2005/44, art. 3, Sch. 1 (with arts. 4-13)

F43 21 .....

**Textual Amendments**

**F43** Sch. 7 paras. 19-22 repealed (N.I.) (1.4.2005) by [The Health and Personal Social Services \(Quality, Improvement and Regulation\) \(Northern Ireland\) Order 2003 \(S.I. 2003/431\)](#), art. 1(3), **Sch. 5**; S.R. 2005/44, art. 3, Sch. 1 (with arts. 4-13)

F43 22 .....

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**Textual Amendments**

**F43** Sch. 7 paras. 19-22 repealed (N.I.) (1.4.2005) by [The Health and Personal Social Services \(Quality, Improvement and Regulation\) \(Northern Ireland\) Order 2003 \(S.I. 2003/431\)](#), art. 1(3), [Sch. 5](#); [S.R. 2005/44](#), art. 3, [Sch. 1](#) (with arts. 4-13)

[<sup>F44</sup>23 In section 4(e) of the Nursing Homes Act 1975 for “ certified” substitute “ registered ” and for “ pupil midwife” substitute “ student midwife ” ; and at the end of section 4 insert—

“(2) In relation to any nursing home, a person is to be treated as a qualified nurse if he possesses such qualifications as the Secretary of State considers to be requisite in the provision of nursing care for patients in that home.”]

**Textual Amendments**

**F44** Sch. 7 para. 23 repealed (E.W.) by [Registered Homes Act 1984 \(c.23, SIF 113:3\)](#), s. 57, [Sch. 3](#)

24 ..... <sup>F45</sup>

**Textual Amendments**

**F45** Sch. 7 paras. 2, 3(b) 24, 25 repealed by [Health Services Act 1980 \(c.53, SIF 113:2\)](#), s. 25(4), [Sch. 7](#)

25 ..... <sup>F46</sup>

**Textual Amendments**

**F46** Sch. 7 paras. 2, 3(b) 24, 25 repealed by [Health Services Act 1980 \(c.53, SIF 113:2\)](#), s. 25(4), [Sch. 7](#)

*Sex Discrimination Act 1975 (c. 65)*

26 In paragraph 3(1) of Schedule 4 to the Sex Discrimination Act 1975, for the words “ the issue” to “ section 20” substitute “ registration as midwives under the Nurses, Midwives and Health Visitors Act 1979 ”.

*Restrictive Trade Practices Act 1976 (c. 34)*

27 In Schedule 1 to the Restrictive Trade Practices Act 1976, for paragraph 6 substitute—

“(6) The service of nurses.”

*National Health Service Act 1977 (c.49)*

28 In section 128(1) of the National Health Service Act 1977 omit the definition of “ certified midwife” and “ registered nurse” ; and in Schedule 4, paragraph 1 (5) (c), for “ certified” substitute “ registered ”

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*National Health Service (Scotland) Act 1978 (c. 29)*

- 29 In section 108(1) of the National Health Service (Scotland) Act 1978, omit the definitions of “ certified midwife” and “ registered nurse”.

*Interpretation Act 1978 (c. 30)*

- 30 In Schedule 1 to the Interpretation Act 1978 (words and expressions defined) at the appropriate place in alphabetical order insert—

““Registered” in relation to nurses, midwives and health visitors, means registered in the register maintained by the United Kingdom Central Council for Nursing, Midwifery and Health Visiting by virtue of qualifications in nursing, midwifery or health visiting, as the case may be.”

*Employment Protection (Consolidation) Act 1978 (c. 44)*

- <sup>F47</sup>31 .....

**Textual Amendments**

**F47** Sch. 7 para. 31 repealed (10.6.1994) by 1993 (c. 19), s. 51, Sch. 10; S.I. 1994/1365, art. 2, Sch.

- 32—33 ..... <sup>F48</sup>

**Textual Amendments**

**F48** Sch. 7 paras. 32, 33 repealed by Statute Law (Repeals) Act 1981 (c.19), s. 1(1), Sch. 1 Pt. IV

*Health and Personal Social Services Order (Northern Ireland) 1972 (S.I. 1972/1265 (N.I.14))*

- 34 In Article 17(1) of the Health and Personal Social Services Order (Northern Ireland) 1972, after sub-paragraph (c), insert—  
“(d) provide such facilities and accommodation for persons training with a view to qualification for registration as nurses and midwives as the National Board for Nursing, Midwifery and Health Visiting for Northern Ireland may require in discharging functions under section 6(1)(a) of the Nurses, Midwives and Health Visitors Act 1979; .”

- <sup>F49</sup>35 .....

**Textual Amendments**

**F49** Sch. 7 para. 35 repealed (1.4.1994) by S.I. 1994/429, arts. 1(3), 7(3), Sch. 2

*Births and Deaths Registration (Northern Ireland) Order 1976 (S.I. 1976/1042 (N.I. 15))*

- 36 In Article 2(2) of the Births and Deaths Registration (Northern Ireland) Order 1976 omit the definition of “ midwife” ; and in Article 15 for “ midwife” substitute “ registered midwife ”.

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*Sex Discrimination (Northern Ireland) Order 1976 (S.I. 1976/1042 (N.I. 15))*

- 37 In paragraph 3(1) of Schedule 5 to the Sex Discrimination (Northern Ireland) Order 1976, for the words from “ the issue” to “ Article 22)” substitute “ registration as midwives under the Nurses, Midwives and Health Visitors Act 1979 ”.

*Industrial Relations (No.2) (Northern Ireland) Order 1976 (S.I. 1976/2147 (N.I. 28))*

- [<sup>F50</sup>38 In Article 15(4) of the Industrial Relations (No. 2) (Northern Ireland) Order 1976, for “ certified midwife” substitute “ registered midwife ”; and in Article 32 omit the definition of “ certified midwife”.]

**Textual Amendments**

**F50** Sch. 7 para. 38 repealed (7.2.1994 except for specified purposes and 1.7.1994 otherwise) by S.I. 1993/2668 (N.I. 11), art. 18(4), **Sch.8**; S.R. 1993/476, art.2, **Sch.**; S.R. 1994/215, **art. 2(1)**

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