



Health and Medicines Act 1988

1988 CHAPTER 49

General and supplementary

24 Financial provision.

Any expenses of a Minister of the Crown incurred in consequence of the provisions of this Act shall be paid out of money provided by Parliament.

25 Consequential amendments and repeals.

- (1) The enactments mentioned in Schedule 2 to this Act shall have effect with the amendments there specified (being amendments consequential on the foregoing provisions of this Act).
- (2) The enactments mentioned in Schedule 3 to this Act are repealed to the extent specified in the third column of that Schedule.

26 Commencement and transitional.

- (1) The provisions of this Act to which this subsection applies shall come into force on such day as the Secretary of State may by order made by statutory instrument appoint, and different days may be appointed in pursuance of this subsection for different provisions or different purposes of the same provision.
- (2) Subsection (1) above applies to the following provisions of this Act—
 - section 8;
 - section 9;
 - section 11;
 - section 12;
 - section 13;
 - F1,
 - section 25(1), so far as it relates to paragraphs 3, 4, 5, 8, 10, 11, 12 and 15 of Schedule 2 to this Act, and to paragraphs 1 and 9 of that Schedule to the extent that they have effect for the purposes of those paragraphs;

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- section 25(2), so far as it relates—
- (a) to the ^{M1}National Health Service Act 1966;
 - (b) to the ^{M2}Superannuation Act 1972;
 - (c) to sections 37(a), 78(1) and 79(1) of the ^{M3}National Health Service Act 1977 and Schedules 12 and 15 to that Act;
 - (d) to sections 4(1), 70(1) and 71(1) of the ^{M4}National Health Service (Scotland) Act 1978 and Schedules 11 and 16 to that Act;
 - (e) to sections 17 and 19 of the ^{M5}Health Services Act 1980;
 - (f) to the ^{M6}Health and Social Security Act 1984;
 - (g) to the ^{M7}Companies Consolidation (Consequential Provisions) Act 1985.
- (3) The provisions of this Act to which this subsection applies shall come into force on the day this Act is passed.
- (4) Subsection (3) above applies to the following provisions of this Act—
- section 1 (including Schedule 1) and sections 2 to 6;
 - section 17(3);
 - section 19;
 - section 21;
 - section 22;
 - section 25(2), so far as it relates to section 28(4) of the ^{M8}National Health Service Act 1977;
 - this section;
 - section 27;
 - section 28;
- (5) Subject to the foregoing provisions of this section, this Act shall come into force at the end of the period of two months beginning with the day this Act is passed.
- (6) The Secretary of State may by regulations made by statutory instrument make—
- (a) such transitional provision;
 - (b) such consequential provision; and
 - (c) such savings,
- as he considers necessary or expedient in preparation for or in connection with the coming into force of any provision of this Act or the operation of any enactment which is repealed or amended by a provision of this Act during any period when the repeal or amendment is not wholly in force.
- (7) Regulations under this section may modify any enactment contained in this or in any other Act and any instrument made under an Act of Parliament.
- (8) A statutory instrument containing regulations under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

F1 Words repealed by [Opticians Act 1989 \(c. 44, SIF 83:1\)](#), s. 37(4), [Sch. 2](#)

Modifications etc. (not altering text)

C1 Power of appointment conferred by s. 26(1) fully exercised: [S.I. 1988/2107](#), 1989/111, 337, 826, 1229, 1896, 1984

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Marginal Citations

- M1** 1966 c. 8.
- M2** 1972 c. 11.
- M3** 1977 c. 49.
- M4** 1978 c. 29.
- M5** 1980 c. 53.
- M6** 1984 c. 48.
- M7** 1985 c. 9.
- M8** 1977 c. 49.

27 Northern Ireland.

- (1) An Order in Council under paragraph 1(1)(b) of Schedule 1 to the ^{M9}Northern Ireland Act 1974 (legislation for Northern Ireland in the interim period) which contains a statement that it is made only for purposes corresponding to the purposes of a provision of this Act to which this subsection applies—
 - (a) shall not be subject to sub-paragraphs (4) and (5) of paragraph 1 of that Schedule (affirmative resolution of both Houses of Parliament); but
 - (b) shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (2) The provisions of this Act to which subsection (1) above applies are sections 7 to 11, section 13, sections 15 to 18 and section 23.
- (3) Sections . . . ^{F2}, 21 and 22 above and this section extend to Northern Ireland.
- (4) Section 26 above extends to Northern Ireland so far as it relates to the provisions mentioned in subsection (3) above and this section.
- (5) Subject to the foregoing provisions of this section, this Act does not extend to Northern Ireland.

Textual Amendments

- F2** Words repealed by [Opticians Act 1989 \(c. 44, SIF 83:1\)](#), s. 37(4), [Sch. 2](#)

Marginal Citations

- M9** 1974 c. 28.

28 Citation.

This Act may be cited as the Health and Medicines Act 1988.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 11 words repealed by [2005 asp 13 sch. 3](#)