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**Changes to legislation:** National Health Service and Community Care Act 1990, SCHEDULE 1 is up to date with all changes known to be in force on or before 23 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULES

### SCHEDULE 1

Sections 1 and 2.

#### HEALTH AUTHORITIES AND FAMILY HEALTH SERVICES AUTHORITIES

#### <sup>F1</sup>PART I

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##### Textual Amendments

**F1** Sch. 1 Pt. I repealed (1.4.1996) by 1995 c. 17, s. 5(1)(2), Sch. 3 (with Sch. 2 para. 6)

#### *Regional health authorities*

- .....
- 1 (1) A Regional Health Authority shall consist of—
- (a) a chairman appointed by the Secretary of State;
  - (b) a prescribed number of members appointed by him;
  - (c) the chief officer of the authority;
  - (d) such other officers as may be prescribed; and
  - (e) not more than a prescribed number of other officers of the authority appointed by the chairman and the members specified in paragraphs (b) and (c) above.
- (2) Except in so far as regulations otherwise provide, no person who is an officer of the authority may be appointed under sub-paragraph (1)(b) above; and, without prejudice to any provision made by virtue of paragraph 12(a) of Schedule 5 to the principal Act (regulations as to appointment and tenure)—
- (a) at least one of the persons appointed under sub-paragraph (1)(b) above must hold a post in a university with a medical or dental school; and
  - (b) regulations may provide that all or any of the other persons appointed under sub-paragraph (1)(b) above must fulfil prescribed conditions or hold posts of a prescribed description.

#### *District health authorities*

- .....
- 2 (1) A District Health Authority for a district in England shall consist of—
- (a) a chairman appointed by the Secretary of State;
  - (b) a prescribed number of members appointed by the Regional Health Authority whose region includes the district in question;

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- (c) the chief officer of the authority;
  - (d) such other officers as may be prescribed; and
  - (e) not more than a prescribed number of other officers of the authority appointed by the chairman and the members specified in paragraphs (b) and (c) above.
- (2) Except in so far as regulations otherwise provide, no person who is an officer of the authority may be appointed under sub-paragraph (1)(b) above; and, without prejudice to any provision made by virtue of paragraph 12(a) of Schedule 5 to the principal Act (regulations as to appointment and tenure), but subject to sub-paragraph (3) below, regulations may provide that all or any of the persons appointed under sub-paragraph (1)(b) above must fulfil prescribed conditions or hold posts of a prescribed description.
- (3) In the case of a prescribed authority, at least one of the persons appointed under sub-paragraph (1)(b) above must hold a post in a university with a medical or dental school.

- .....
- 3 (1) A District Health Authority for a district in Wales shall consist of—
- (a) a chairman appointed by the Secretary of State;
  - (b) a prescribed number of members appointed by him;
  - (c) the chief officer of the authority;
  - (d) such other officers as may be prescribed; and
  - (e) not more than a prescribed number of other officers of the authority appointed by the chairman and the members specified in paragraphs (b) and (c) above.
- (2) Sub-paragraphs (2) and (3) of paragraph 2 above apply in relation to sub-paragraph (1) above as they apply in relation to sub-paragraph (1) of that paragraph.

## F<sup>2</sup>PART II

**Textual Amendments**

F<sup>2</sup> Sch. 1 Pt. II repealed (1.4.1996) by 1995 c. 17, s. 5(1)(2), Sch. 3 (with Sch. 2 para. 6)

- .....
- 4 (1) A Family Health Services Authority in England shall consist of—
- (a) a chairman appointed by the Secretary of State;
  - (b) a prescribed number of members appointed by the Regional Health Authority which (in accordance with Section 15(1A) of the principal Act) is the relevant Regional Health Authority in relation to the Family Health Services Authority; and
  - (c) the chief officer of the Authority;
  - (d) such other officers as may be prescribed;

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and, if the Secretary of State so directs, the Authority shall also include not more than a prescribed number of other officers of the Authority appointed by the chairman and the members appointed under paragraphs (b) and (c) above.

- (2) No person who is an officer of the Authority may be appointed under sub-paragraph (1)(b) above; and, without prejudice to any provision made by virtue of paragraph 12(a) of Schedule 5 to the principal Act (regulations as to appointment and tenure), regulations may provide that all or any of the persons appointed under sub-paragraph (1)(b) above must fulfil prescribed conditions or hold posts of a prescribed description.

- .....
- 5 (1) A Family Health Services Authority in Wales shall consist of—
- (a) a chairman appointed by the Secretary of State;
  - (b) a prescribed number of members appointed by him; and
  - (c) the chief officer of the Authority;
  - (d) such other officers as may be prescribed;

and, if the Secretary of State so directs, the Authority shall also include not more than a prescribed number of other officers of the Authority appointed by the chairman and the members appointed under paragraphs (b) and (c) above.

- (2) Sub-paragraph (2) of paragraph 4 above applies in relation to sub-paragraph (1) above as it applies in relation to sub-paragraph (1) of that paragraph.

### PART III

#### AMENDMENTS OF PART III OF SCHEDULE 5 TO THE PRINCIPAL ACT

<sup>F3</sup>6 .....

#### Textual Amendments

**F3** Sch. 1 Pt. III para. 6 repealed (1.4.1996) by 1995 c. 17, s. 5(1)(2), Sch. 3 (with Sch. 2 para. 6)

7 (1) <sup>F4</sup> .....

(2) <sup>F5</sup> .....

#### Textual Amendments

**F4** Sch. 1 para. 7(1) repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), Sch. 4 (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

**F5** Sch. 1 para. 7(2) repealed by The National Health Service (Pre-consolidation Amendments) Order 2006 (S.I. 2006/1407), arts. 1(1), 3, Sch. 2 (with art. 4) the amendment coming into force immediately before the National Health Service Act 2006 (which Act came into force on 1.3.2007 in accordance with s. 227(1) (subject to s. 277(2)-(5) of that Act))

8 <sup>F6</sup> .....

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**Textual Amendments**

**F6** Sch. 1 paras. 8-10 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

9 **F7** .....

**Textual Amendments**

**F7** Sch. 1 paras. 8-10 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

10 **F8** .....

**Textual Amendments**

**F8** Sch. 1 paras. 8-10 repealed (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 6, 8(2), **Sch. 4** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)

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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):

- s. 4A(1)(c) and word added by [S.I. 2006/1056 Sch. para. 5\(a\)\(ii\)](#) (This amendment comes into force on the day on which 2005 asp 13, s. 20 comes into force, see art. 1(2)(b))