

Changes to legislation: There are currently no known outstanding effects for the Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951, SECOND SCHEDULE. (See end of Document for details)

SCHEDULES

SECOND SCHEDULE

Sections 46, 52

CAPACITIES IN RESPECT OF WHICH PAYMENTS MAY BE MADE UNDER PART V, AND PAYING AUTHORITIES.

PART I

GENERAL

Modifications etc. (not altering text)

C1 Sch. 2 Pt. I extended (E.W.) by [New Towns Act 1959 \(c. 62\), s. 9\(3\)](#)

| Capacity | Paying Authority |
|--|--|
| 1. F1 ... | |
| 2. Coroner in England or Wales. | The Council by whom the coroner's salary is paid immediately before he begins to perform relevant service to which Part V or this Act applies. |
| 3. Employee of a local authority. | The local authority. |
| 4. Member of a police force. | [^{F2} The local policing body or] F3 ..., the police authority F3 ..., responsible for the maintenance of that force. |
| [^{F4} 4A. Employee of the Scottish Police Authority | The Scottish Police Authority.] |
| [^{F5} 5. Employee of a fire and rescue authority. | The fire and rescue authority.] |
| [^{F6} 5A. Employee of the Scottish Fire and Rescue Service | The Scottish Fire and Rescue Service.] |
| [^{F7} 6. Member of the staff of a local probation board or of two or more local probation boards established under section 4 of the Criminal Justice and Court Services Act 2000 | The local probation board or, as the case may be, the local probation boards acting jointly. |

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|---|--|
| <p>[^{F8}6A. Member of the staff of a probation trust or of two or more probation trusts</p> | <p>The probation trust or, as the case may be, the probation trusts acting jointly.]</p> |
| <p>7. Chief officer of a local probation board established under section 4 of the Criminal Justice and Court Services Act 2000.</p> | <p>The Secretary of State.]</p> |
| <p>[^{F9}8. Registration officer within the meaning of regulations made under section 7 of the Superannuation Act 1972.</p> | <p>The local authority in whose employment he is or is deemed for the purpose of those regulations to be.]</p> |
| <p>9. Teacher appointed by a [^{F10}local authority] for service in a maintained school or institution in England or Wales.</p> | <p>[^{F11}The local authority by whom the school or institution is maintained].</p> |
| <p>10. Teacher, officer or servant appointed by the <small>F12</small></p> <p>... governors of an aided or special agreement school in England or Wales.</p> | <p>[^{F13}The local authority by whom the school is maintained].</p> |
| <p>11. Teacher, officer or servant of an institution in England or Wales assisted by a [^{F14}local authority] out of the proceeds of any rate.</p> | <p>[^{F15}The local authority by whom the institution is assisted].</p> |
| <p>12. Teacher employed by an authority in Scotland.</p> | <p>The education authority.</p> |
| <p>13. Teacher, officer or servant of the managers or governing body of a school or educational establishment to the maintenance of which an education authority contributes under [^{F16}s. 25 of the Education (Scotland) Act 1962].</p> | <p>The education authority.</p> |
| <p>14. Teacher, officer or servant of an educational institution as to which it is certified by <small>F17</small></p> <p>[^{F18}... the Secretary of State], that it is expedient that the provisions of Part V of this Act should apply notwithstanding any trust affecting the institution.</p> | <p>The managers or other governing body of the institution.</p> |
| <p>[^{F19}15. Officer of [^{F20}NHS England][^{F21}, an integrated care board,] <small>F22</small></p> <p>... a [^{F23}Local Health Board], a Special Health Authority or [^{F24}any other body, other than an NHS foundation trust, constituted under the National Health Service Act 2006, the National Health Service (Wales) Act 2006] or the <small>M1</small></p> | <p>[^{F20}NHS England][^{F25}, integrated care board,] <small>F26</small></p> <p>... [^{F23}Local Health Board], Special Health Authority or other body.]</p> |

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National Health Service and Community
Care Act 1990

[^{F19}15A. Officer of a Health Board, the
Common Services Agency for the Scottish
Health Service or any other body constituted
under the
M2

The Health Board, Agency or other body.]

National Health Service (Scotland) Act 1978

16. Dental practitioner providing general
dental service under
F27

[^{F29}The
F30

... [^{F28}the National Health Service (Scotland)
Act 1978], at a health centre who is
remunerated by annual salary.

... Health Board for the area for which the
services are provide]

17. Employee of a development corporation
established under [^{F31}the New Towns Act
1965 and the New Towns (Scotland) Act
1968].

The development corporation.

18, 19
F32

...

Textual Amendments

- F1** Sch. 2 Pt. I para. 1 repealed by Courts Act 1971 (c. 23), **Sch. 11 Pt. IV**
- F2** Words in Sch. 2 Pt. I para. 4 inserted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 73**; S.I. 2011/3019, art. 3, Sch. 1
- F3** Words repealed by Police Act 1964 (c. 48), **Sch. 10 Pt. I** and Police (Scotland) Act 1967 (c. 77), **Sch. 5 Pt. II**
- F4** Sch. 2 Pt. I para. 4A inserted (1.4.2013) by The Police and Fire Reform (Scotland) Act 2012 (Consequential Provisions and Modifications) Order 2013 (S.I. 2013/602), art. 1(2), **Sch. 2 para. 2(a)**
- F5** Sch. 2 Pt. I para. 5 substituted (1.10.2004 except in relation to W., 10.11.2004 for W.) by Fire and Rescue Services Act 2004 (c. 21), s. 61, **Sch. 1 para. 12(4)**; S.I. 2004/2304, art. 2; S.I. 2004/2917, art. 2
- F6** Sch. 2 Pt. I para. 5A inserted (1.4.2013) by The Police and Fire Reform (Scotland) Act 2012 (Consequential Provisions and Modifications) Order 2013 (S.I. 2013/602), art. 1(2), **Sch. 2 para. 2(b)**
- F7** Sch. 2 Pt. I paras. 6, 7 substituted (1.4.2001) by 2000 c. 43, s. 74, **Sch. 7 Pt. II para. 6**; S.I. 2000/919, **art. 2(f)(ii)**
- F8** Sch. 2 Pt. I para. 6A inserted (1.4.2008) by The Offender Management Act 2007 (Consequential Amendments) Order 2008 (S.I. 2008/912), art. 1, **Sch. 1 para. 1(2)**
- F9** Sch. 2 Pt. I para. 8 substituted by Superannuation Act 1972 (c. 11), **Sch. 6 para. 33**
- F10** Words in Sch. 2 Pt. I para. 9 substituted (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), art. 1, **Sch. 2 para. 19(2)(a)**
- F11** Words in Sch. 2 Pt. I para. 9 substituted (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), art. 1, **Sch. 2 para. 19(2)(b)**
- F12** Words repealed by Education Act 1980 (c. 20), **Sch. 1 para. 20**
- F13** Words in Sch. 2 Pt. I para. 10 substituted (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), art. 1, **Sch. 2 para. 19(3)**
- F14** Words in Sch. 2 Pt. I para. 11 substituted (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), art. 1, **Sch. 2 para. 19(4)(a)**

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- F15** Words in Sch. 2 Pt. I para. 11 substituted (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), art. 1, **Sch. 2 para. 19(4)(b)**
- F16** Words substituted by virtue of Interpretation Act 1978 (c. 30), s. 17(2)(a)
- F17** Words in Sch. 2 para. 14 omitted (1.1.1996) by virtue of S.I. 1995/2986, art. 11, **Sch. para. 2**
- F18** Words substituted by virtue of S.I. 1964/490, **arts. 2(1)**, 3(2)
- F19** Sch. 2 Pt. I paras. 15, 15A substituted for para. 15 (1.4.1996) by 1995 c. 17, s. 2(1)(3), **Sch. 1 Pt. III para. 88** (with Sch. 2 paras. 6, 16)
- F20** Words in Sch. 2 substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), Sch. 1 para. 1(1)(2); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F21** Words in Sch. 2 Pt. I para. 15 substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 1(a)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F22** Words in Sch. 2 Pt. I para. 15 omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 5 para. 5(b)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F23** Words in Sch. 2 Pt. I para. 15 substituted (1.4.2007) by The References to Health Authorities Order 2007 (S.I. 2007/961), art. 1(1), **Sch. para. 2**
- F24** Words in Sch. 2 Pt. I para. 15 substituted (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), **Sch. 1 para. 13(a)** (with Sch. 3 Pt. 1)
- F25** Words in Sch. 2 Pt. I para. 15 substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 1(b)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F26** Words in Sch. 2 Pt. I para. 15 omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 5 para. 5(d)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F27** Words in Sch. 2 Pt. I para. 16 omitted (1.3.2007) by virtue of National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), **Sch. 1 para. 13(b)(i)** (with Sch. 3 Pt. 1)
- F28** Words substituted by virtue of National Health Service Act 1978 (c. 29), **Sch. 15 para. 2**
- F29** Words in Sch. 2 Pt. I para. 16 substituted (1.4.1996) by 1995 c. 17, s. 2(1)(3), **Sch. 1 Pt. III para. 88** (with Sch. 2 paras. 6, 16)
- F30** Words in Sch. 2 Pt. I para. 16 omitted (1.3.2007) by virtue of National Health Service (Consequential Provisions) Act 2006 (c. 43), s. 8(2), **Sch. 1 para. 13(b)(ii)** (with Sch. 3 Pt. 1)
- F31** Words substituted by virtue of New Towns Act 1965 (c. 59), **Sch. 11 para. 5(1)** and New Towns (Scotland) Act 1968 (c. 16), **Sch. 9 para. 5**
- F32** Sch. 2 Pt. I paras. 18, 19 repealed (except as they extend to N.I.) by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. I Group 5**

Marginal Citations

- M1** 1977 c. 49.
M2 1978 c. 29.

F33 PART II

ALLOCATION OF FUNCTIONS AS TO PAYABLE UNDER PART V BETWEEN DIFFERENT AUTHORITIES IN CERTAIN CASES

Textual Amendments

- F33** Sch. 2 Pt. II repealed (except as it extends to N.I.) (1.4.2005) by Courts Act 2003 (c. 39), s. 110(1), Sch. 8 para. 93, **Sch. 10**; S.I. 2005/910, art. 3(y)

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