

1973 No. 1200

NATIONAL HEALTH SERVICE, ENGLAND AND WALES
**The National Health Service (Medical Practices Compensation)
Amendment Regulations 1973**

<i>Made</i>	- - -	9th July 1973
<i>Laid before Parliament</i>		17th July 1973
<i>Coming into Operation</i>		7th August 1973

The Secretary of State for Social Services(a), in exercise of the powers conferred by section 36(3) of the National Health Service Act 1946(b), as amended by section 1 of the National Health Service (Amendment) Act 1949(c) and section 51 of, and paragraph 22 of Schedule 4 to, the National Health Service Reorganisation Act 1973(d) and of all other powers enabling him in that behalf, and after consulting such organisations as are recognised by him as representing the medical profession, hereby makes the following regulations:—

1.—(1) These regulations may be cited as the National Health Service (Medical Practices Compensation) Amendment Regulations 1973 and shall come into operation on 7th August 1973.

(2) The Interpretation Act 1889(e) applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

2. In these regulations, unless the context otherwise requires “the principal regulations” means the National Health Service (Medical Practices Compensation) Regulations 1948(f) as amended(g).

3. The principal regulations shall be further amended as follows:—

(1) In regulation 13 (which provides for payment of compensation) for paragraph (1)(b) there shall be substituted the following:—

“(b) in the case of a practitioner who retires or dies before 7th August 1973, on the retirement from practice or death of the practitioner concerned, whichever shall first occur:

(c) in any other case as soon as may be after 6th August 1973”.

(2) In regulation 13(4) there shall be deleted from the table set out therein of the ages specified in column 1 and the dates set against those ages specified in column 2 the ages following the age “64” in column 1 and the dates following the date “1st April 1973” in column 2.

(a) For transfer of functions from the Minister of Health to the Secretary of State, see S.I. 1968/1699 (1968 III, p. 4585).

(b) 1946 c. 81.

(c) 1949 c. 93.

(d) 1973 c. 32.

(e) 1889 c. 63.

(f) S.I. 1948/1506 (Rev. XV, p. 758; 1948 I, p. 2183).

(g) The relevant amending instruments are S.I. 1949/1248, 1950/1744, 1966/756, 1971/1684 (1949 I, p. 2620; 1950 I, p. 1320; 1966 II, p. 1745, 1971 III p. 4609).

- (3) At the end of regulation 14(3) there shall be inserted the following words:—

“(iii) any payment in respect of interest due on the compensation payable to a practitioner under regulation 13(1)(c) shall not after 7th August 1973 be paid on the fifth day of January and the fifth day of July in each year but may be paid at any time and shall be paid not later than 6 months after the date when compensation is paid.”

Keith Joseph,
Secretary of State for Social Services.

9th July 1973.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the National Health Service (Medical Practices Compensation) Regulations 1948 by making provision for all outstanding compensation payable to medical practitioners in respect of the loss of the right to sell the goodwill of a practice to be paid as soon as possible after 6th August 1973 and for the balance of interest payable thereon to be paid at any time, not later than six months after the time of payment.

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