

Status: Point in time view as at 01/07/1997.

Changes to legislation: National Health Service (Scotland) Act 1978, SCHEDULE 16 is up to date with all changes known to be in force on or before 14 June 2024. 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)

SCHEDULES

SCHEDULE 16

CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

Modifications etc. (not altering text)

- C1** The text of Sch. 16 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The^{M1} Polish Resettlement Act 1947

Marginal Citations

- M1** 1947 c. 19.

- 1 In section 11(3)(b) (application to Scotland), for the words “the National Health Service (Scotland) Acts 1947 to 1972” substitute the words “the National Health Service (Scotland) Act 1978”.

The^{M2} Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947

Marginal Citations

- M2** 1947 c. 42.

- 2 In section 1(1)(d) (compulsory purchase of land by the Secretary of State), for the words “:58 of the National Health Service (Scotland) Act 1972” substitute the words “79 of the National Health Service (Scotland) Act 1978”.

The^{M3} National Assistance Act 1948

Marginal Citations

- M3** 1948 c. 29.

- 3 (1) In section 47 (removal of persons in need of care)—
- (a) in subsection (8), for the words “Acts 1947 to 1972” substitute the words “Act 1978”;
 - (b) in subsection (10), for the words “section sixteen of the National Health Service (Scotland) Act 1947” substitute the words “section 45 of the

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National Health Service (Scotland) Act 1978" and for the word "sixteen" substitute the word "45".

(2) In section 64 (interpretation), in the definition of "hospital", for the words "eighty" and "1947" substitute the words "108" and "1978" respectively;

^{F1}(3)

Textual Amendments
F1 Sch. 16 para. 3(3) repealed (1.4.1996) by 1995 c. 17, s. 5(1)(2), Sch. 3 (with Sch. 2 para. 6)

The ^{M4} Law Reform (Personal Injuries) Act 1948

Marginal Citations
M4 1948 c. 41.

4 In section 2(4) (measure of damages), for the words "National Health Service (Scotland) Act 1947" substitute the words "National Health Service (Scotland) Act 1978".

The ^{M5} Children Act 1948

Marginal Citations
M5 1948 c. 43.

5 In section 59(1) (interpretation), in the definition of "hospital", for the words "section eighty of the National Health Service (Scotland) Act 1948" substitute the words "section 108(1) of the National Health Service (Scotland) Act 1978".

The ^{M6} Nurseries and Child Minders Regulation Act 1948

Marginal Citations
M6 1948 c. 53.

^{F2}6

Textual Amendments
F2 Sch. 16 para. 6 repealed (5.11.1993) by 1993 c. 50, s.1(1), Sch. 1 Pt. VIII.

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The^{M7} Nurses (Scotland) Act 1951

Marginal Citations

M7 1951 c. 55.

- 7 In section 22 (expenditure of training nurses), in subsection (1), for the words “section 60 of the National Health Service (Scotland) Act 1972” substitute the words “section 85 of the National Health Service (Scotland) Act 1978”.

The^{M8} Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951

Marginal Citations

M8 1951 c. 65.

F3g

Textual Amendments

F3 Sch. 16 para. 8 repealed (1.4.1996) by 1995 c. 17, s. 5(1)(2), **Sch. 3** (with Sch. 2 para. 6)

9 **F4**

Textual Amendments

F4 Sch. 16 para. 9 repealed by Medical Act 1983 (c. 54, SIF 83:1), ss. 54, 56(2), **Sch. 7 Pt. I**

10 **F5**

Textual Amendments

F5 Sch. 16 para. 10 repealed by Dentists Act 1984 (c. 24, SIF 83:1), s. 54(2)(3), **Sch. 6 Pt. I**

11 **F6**

Textual Amendments

F6 Sch. 16 para. 11 repealed by Opticians Act 1989 (c. 44, SIF 83:1), s. 37(4), **Sch. 2**

12, 13. **F7**

Textual Amendments

F7 Sch. 16 paras. 12, 13 repealed by Mental Health (Scotland) Act 1984 (c. 36, SIF 85), ss. 17(2), 127(1)(2), Sch. 4 para. 4, **Sch. 5**

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The ^{M9} Public Bodies (Admission to Meetings) Act 1960

Marginal Citations

M9 1960 c. 67.

14 In paragraph (2) of the Schedule (bodies to which Act applies), in sub-paragraph (d), for the words “1972” substitute the words “1978”.

15—18. **F8**

Textual Amendments

F8 Sch. 16 paras. 15–18 repealed by [Education \(Scotland\) Act 1980 \(c. 44\)](#), **Sch. 5**

19 **F9**

Textual Amendments

F9 Sch. 16 para. 19 repealed by [Statute Law \(Repeals\) Act 1986 \(c. 12\)](#) s. 1(1), Sch. 1 Pt. VIII

The ^{M10} Redundancy Payments Act 1965

Marginal Citations

M10 1965 c. 62.

20 In Schedule 3 (National Health Service Employers), in paragraph 7, for the words “section 13(8) of the National Health Service (Scotland) Act 1972” substitute the words “section 2(11) of the National Health Service (Scotland) Act 1978”.

The ^{M11} National Health Service 1966

Marginal Citations

M11 1966 c. 8.

21 **F10**

Textual Amendments

F10 Sch. 16 para. 21 repealed by [Health and Medicines Act 1988 \(c. 49, SIF 113:2\)](#), s. 25(2), **Sch. 3**

22 In section 10—
 (a) in subsection (1), for words “Part IV” and “1947” substitute the words “Part II” and “1978” respectively, and for the words “44” substitute the words “33”;

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(b) for subsection (3) substitute the words—

“(3) Section 19(3) of the National Health Service (Scotland) Act 1978 shall cease to have effect on the coming into operation of this section.”

23 In section 11, for words “1947” substitute the words “1978”.

The^{M12} Superannuation (Miscellaneous Provisions) Act 1967

Marginal Citations

M12 1967 c. 28.

24 In section 7(5) (superannuation provisions of the National Health Service Acts), for the words “Acts 1947 to 1972” substitute the words “Act 1978”.

25 **F11**

Textual Amendments

F11 Ss. 16(3), 20(2), 51, 52, 59–63, 65–68, 96(2), Sch. 16 paras. 25, 43 repealed by Health Services Act 1980 (c. 53), Sch. 7

The^{M13} Health Services and Public Health Act 1968

Marginal Citations

M13 1968 c. 46.

26 (1) In section 59(2) (extension of power), for the words “IV” and “1947” substitute the words “II” and “1978” respectively.

(2) In section 63 (provision of instruction for employees)—

(a) in subsection 2(d), for the words “IV” and “1947” substitute the words “II” and “1978” respectively;

(b) in subsection (8), in paragraph (b) of the definition of “the relevant enactments”, for the words “section 6 of the National Health Service (Scotland) Act 1972” substitute the words “section 39 of the National Health Service (Scotland) Act 1978”.

27 In section 64 (financial assistance to voluntary organisations)—

(a) in subsection (4)(a), for the words “1972” substitute the words “1978”;

(b) in subsection (4)(b), for the words “IV” and “1947” substitute the words “II” and “1978”.

28 In section 65(6) (assistance by local authorities to voluntary organisations), in paragraph (c) of the substituted subsection (2B), for the words “1947 to 1972” substitute the words “1978”.

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The^{M14} Social Work (Scotland) Act 1968

Marginal Citations

M14 1968 c. 49.

- 29 (1) In section 60(1)(f) (control of certain establishments), for the words “1947 or the National Health Service (Scotland) Act 1972” substitute the words “1978”.
- (2) In section 86(3) for the words “Part II of the [National Health Service (Scotland) Act 1947” substitute the wprds “Part II of the National Health Service (Scotland) Act 1978”.
- (3) In section 94(1), in the definition of “hospital”, for the words “1947” substitute the words “1978”.

The^{M15} Medicines Act 1968

Marginal Citations

M15 1968 c. 67.

- 30 In section 131(5) (meaning of certain expressions), for the words “Acts 1947 to 1972” substitute the words “Act 1978”.
- 31 In section 132(1) (interpretation), in the definition of “health centre”, for the words “section 2 of the National Health Service (Scotland) Act 1972” substitute the words “section 36 of the National Health Service (Scotland) Act 1978”.

The^{M16} Post Office Act 1969

Marginal Citations

M16 1969 c. 48.

- 32 In section 86(1) (interpretation), in paragraph (b) of the definition of “nationanl health service authority”, for the words “1972” substitute the words “1978”.

The^{M17} Chronically Sick and Disabled Persons Act 1970

Marginal Citations

M17 1970 c. 44.

- 33 In section 17(1) (separation of younger from older patients), for the words “1972” substitute the words “1978”.

34 F12

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Textual Amendments

F12 Sch. 16 para. 34 repealed by Finance Act 1980 (c. 48), Sch. 20 Pt. III

The^{M18} Tribunals and Inquiries Act 1971

Marginal Citations

M18 1971 c. 62.

F13³⁵

Textual Amendments

F13 Sch. 16 para. 35 repealed (1.10.1992) by Tribunals and Inquiries Act 1992 (c. 53), ss. 18(2), 19(2), Sch. 4 Pt. I

The^{M19} Finance Act 1971

Marginal Citations

M19 1971 c. 68.

36 In Schedule 13 (health service agreement) in paragraph 1(1) for the words “1947” substitute the words “1978”.

37 **F14**

Textual Amendments

F14 Sch. 16 para. 37 repealed by Income and Corporation Taxes Act 1988 (c. 1, SIF 63:1), s. 844(4), Sch. 31

The^{M20} Local Government (Scotland) Act 1973

Marginal Citations

M20 1973 c. 65.

38 In section 197 (inspection of documents) for the words “1972” substitute the words “1978”.

The^{M21} Trade Union and Labour Relations Act 1974

Marginal Citations

M21 1974 c. 52.

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F15³⁹

Textual Amendments
F15 Sch. 16 para. 39 repealed (16.10.1992) by Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52), ss. 300(1), 302, Sch.1

The^{M22} Social Security Act 1975

Marginal Citations
M22 1975 c. 14.

F16⁴⁰

Textual Amendments
F16 Sch. 16 para. 40 repealed (6.4.1992) by Disability Living Allowance and Disability Working Allowance Act 1991 (c. 21, SIF 113:1), s. 10, Sch.4 ; S.I. 1991/2617, art. 2(f)
Sch. 16 para. 40 expressed to be repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), Sch.1 (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), s. 118(5)(7) (with s. 118(1)(2)(4))).

The^{M23} Criminal Procedure (Scotland) Act 1975

Marginal Citations
M23 1975 c. 21.

F17⁴¹

Textual Amendments
F17 Sch. 16 para. 41 repealed (1.4.1996) by 1995 c. 40, ss. 6, 7(2) Sch. 5 (with Sch. 3)

The^{M24} House of Commons Disqualification Act 1975

Marginal Citations
M24 1975 c. 24.

42 In Schedule 1 in Part II (bodies of which all members are disqualified), in the entry relating to the Medical Practices Committee for the words “section 35 of the National Health Service (Scotland) Act 1947” substitute the words “section 3 of the National Health Service (Scotland) Act 1978”.

43 F18

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Textual Amendments

F18 Ss. 16(3), 20(2), 51, 52, 59–63, 65–68, 96(2), Sch. 16 paras. 25, 43 repealed by Health Services Act 1980 (c. 53), **Sch. 7**

44 **F19**

Textual Amendments

F19 Sch. 16 para. 44 repealed by Social Security Act 1990 (c. 27, SIF 113:1), s. 21(1)(2), Sch. 6 para. 14, **Sch. 7**

The ^{M25} Patents Act 1977

Marginal Citations

M25 1977 c. 37.

45 In section 56(4), in paragraph (a), for the words “Part IV of the National Health Service (Scotland) Act 1947” substitute the words “Part II of the National Health Service (Scotland) Act 1978”

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