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## SCHEDULES

### <sup>XI</sup>SCHEDULE 15

Section 129.

#### CONSEQUENTIAL AMENDMENTS

##### Editorial Information

- X1** The text of Sch. 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991

#### ACTS

- 1 ..... **F1**

##### Textual Amendments

- F1** Sch. 15 para. 1 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. VIII

#### *The Education Act 1944 c.31*

- 2 In section 48(4) of the Education Act 1944, for the words “ section 3(1) or 3(2)(a)(i) of the National Health Service Reorganisation Act 1973” substitute “ section 5(1) of the National Health Service Act 1977 or paragraph 1(a)(i) of Schedule 1 to that Act”.

#### *The Education Act 1946 c.50*

- 3 In paragraph (c) of section 4(2) of the Education Act 1946, for the words “ section 3 of the National Health Service Reorganisation Act 1973” substitute “ paragraph (a) of section 5(1) of the National Health Service Act 1977 and Schedule 1 to that Act”.

#### *The Polish Resettlement Act 1947 c.19*

- 4 In section 4(1) of the Polish Resettlement Act 1947, for the words “ National Health Service Act, 1946, or the National Health Service Reorganisation Act 1973” substitute “ National Health Service Act 1977 ”, and for the words “ those Acts” substitute “ that Act ”

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*The National Assistance Act 1948 c.29*

[<sup>F25</sup> In paragraph (c) of section 21(7) of the National Assistance Act 1948, for the words “ National Health Service Acts 1946 to 1973” substitute “ National Health Service Act 1977 ”.]

**Textual Amendments**  
**F2** Sch. 15 para. 5 repealed (*prosp.*) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), ss. 66(2), 67(2), Sch. 10

6 In paragraph (b) of section 29(6) of the National Assistance Act 1948, for the words “ National Health Service Act, 1946, the National Health Service Reorganisation Act 1973” substitute “ National Health Service Act 1977 ”.

7 In section 47(8) of the National Assistance Act 1948, for the words “ National Health Service Act 1946, or the National Health Service Reorganisation Act 1973” substitute “ National Health Service Act 1977 ”.

*The Law Reform (Personal Injuries) Act 1948 c.41*

8 In section 2(4) of the Law Reform (Personal Injuries) Act 1948, for the words “ National Health Service Act 1946” substitute “ National Health Service Act 1977 ”.

*The Children Act 1948 c. 43*

9 In section 59(1) of the Children Act 1948, in the definition of “ hospital”, for the words “ section seventy-nine of the National Health Service Act 1946,” substitute “ section 128(1) of the National Health Service Act 1977 ”.

*The Nurseries and Child-Minders Regulation Act 1948 c.53*

10 ..... <sup>F3</sup>

**Textual Amendments**  
**F3** Sch. 15 para. 10 repealed (14.10.1991) by Children Act (c. 41, SIF 20), s. 108(7), Sch. 15 (with s. 108(6), Sch. 14 paras. 1(1), 27(4)); S.I. 1991/828, art. 3(2)

11 ..... <sup>F4</sup>

**Textual Amendments**  
**F4** Ss. 6(1)(2)(6)(7), 30(2), 59, 60, 67–71, 73–76, Sch. 4 para. 1, Sch. 15 paras. 11, 41, 68—70 repealed by Health Services Act 1980 (c. 53, SIF 113:2), Sch. 7

*The Reserve and Auxilliary Forces (Protection of Civil Interests) Act 1951 c.65*

12 In Part I of Schedule 2 to the Reserve and Auxilliary Forces (Protection of Civil Interests) Act 1951—

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- (a) in paragraph 15, in the first column, for the words from “ Regional” to “ 1946” substitute “ Board of Governors preserved under section 15(1) of the National Health Service Reorganisation Act 1973, or a health authority or other body constituted under the National Health Service Act 1977”, and, in the second column, before “ The Board”, insert “ The Authority” ; and
- (b) in paragraph 16, in the first column, for the words “ National Health Service Act, 1946” substitute “ National Health Service Act 1977” and, in the second column, for the words “ The Executive Council” substitute “ The Area Health Authority”.

*The Landlord and Tenant Act 1954 c.56*

13 In section 57(6) of the Landlord and Tenant Act 1954, for the words “ National Health Service Act 1946 and the National Health Service Reorganisation Act 1973” substitute “ National Health Service Act 1977 ”.

14 ..... F5

**Textual Amendments**

F5 Sch. 15 para. 14 repealed by Medical Act 1983 (c. 54, SIF 83:1), s. 56, Sch. 7 Pt. I

15—17. .... F6

**Textual Amendments**

F6 Sch. 15 paras. 15–17 repealed by Nurses, Midwives and Health Visitors Act 1979 (c. 36, SIF 83:1), s. 23(5), Sch. 8

18 ..... F7

**Textual Amendments**

F7 Sch. 15 para. 18 repealed by Dentists Act 1984 (c. 24, SIF 83:1), s. 54(2), Sch. 6 Pt. I

19, 20. .... F8

**Textual Amendments**

F8 Sch. 15 paras. 19, 20 repealed by Opticians Act 1989 (c. 44, SIF 83), s. 37(4), Sch. 2

*The Disabled Persons (Employment) Act 1958 c.33*

21 In section 3(2) of the Disabled Persons (Employment) Act 1958, for the words “ section twenty-eight of the National Health Service Act, 1946” substitute “ paragraph 2 of Schedule 8 to the National Health Service Act 1977 ”.

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*The Public Records Act 1958 c.51*

22 In Part I of the Table in Schedule 1 to the Public Records Act 1958, in the entry relating to the Department of Health and Social Security (formerly the entry relating to the Ministry of Health) after the words “ National Health Service Reorganisation Act 1973” add “ or section 92 of the National Health Service Act 1977 ”, and after the words “ said Act of 1973” add “ or section 90 or 91 of the National Health Service Act 1977 ”.

*The Mental Health Act 1959 c.72*

23 ..... F9

**Textual Amendments**  
F9 Sch. 15 paras. 23, 26—28, 30, 31, 33, repealed by Mental Health Act 1983 (c. 20, SIF 85), s. 148, Sch. 6

24 [F10(1) In subsection (1) of section 8 of the Mental Health Act 1959, for the words “ section twenty-eight of the National Health Service Act 1946” substitute “ paragraph 2 of Schedule 8 to the National Health Service Act 1977 ”.]  
(2) In subsection (2) of that section, for the words “ Part III of the National Health Service Act 1946” substitute “ Schedule 8 to the National Health Service Act 1977 ”.  
(3) In subsection (4) of that section, omit the words “ Part III of the National Health Service Act 1946, and under” and after the words “ National Assistance Act, 1948” add “ and under Schedule 8 to the National Health Service Act 1977 ”.

**Textual Amendments**  
F10 Sch. 15 para. 24(1) repealed (*prosp.*) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), ss. 66(2), 67(2), Sch. 10

F1125 .....

**Textual Amendments**  
F11 Sch. 15 para. 25 repealed (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(7), Sch. 15 (with s. 108(6), Sch. 14 paras. 1(1), 27(4)); S.I. 1991/828,art.3(2)

26—28 ..... F12

**Textual Amendments**  
F12 Sch. 15 paras. 23, 26—28, 30, 31, 33, repealed by Mental Health Act 1983 (c. 20, SIF 85), s. 148, Sch. 6

29 In paragraph (b) of section 128(1) of the Mental Health Act 1959, omit the words “ or the National Health Service Reorganisation Act 1973” and after the words “ National Assistance Act 1948” insert “ or the National Health Service Act 1977 ”.

30—31 ..... F13

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**Textual Amendments**

**F13** Sch. 15 paras. 23, 26—28, 30, 31, 33, repealed by [Mental Health Act 1983 \(c. 20, SIF 85\)](#), s. 148, [Sch. 6](#)

32 In section 142(2) of the Mental Health Act 1959, for the words “ section fifty-seven of the National Health Service Act 1946” substitute “ section 85 of the National Health Service Act 1977 ”.

33 ..... **F14**

**Textual Amendments**

**F14** Sch. 15 paras. 23, 26—28, 30, 31, 33, repealed by [Mental Health Act 1983 \(c. 20, SIF 85\)](#), s. 148, [Sch. 6](#)

34 In section 154(2) of the Mental Health Act 1959, for the words “ subsection (3) of section eighty of the National Health Service Act 1946” substitute “ section 130(4) of the National Health Service Act 1977 ”.

35 ..... **F15**

**Textual Amendments**

**F15** Sch. 15 para. 35 repealed by [Health and Social Services and Social Security Adjudications Act 1983 \(c. 41, SIF 113:3\)](#), s. 30, [Sch. 10](#)

36 ..... **F16**

**Textual Amendments**

**F16** Sch. 15 para. 36 repealed by [Health and Medicines Act 1988 \(c. 49, SIF 113:2\)](#), s. 25(2), [Sch. 3](#)

37 In section 10 of the National Health Service Act 1966—  
(a) in subsection (1), for the words “ Part IV of the National Health Service Act 1946” substitute “ Part II of the National Health Service Act 1977”, and in paragraph (a) of that subsection for the words “ section 43 of the said Act of 1946” substitute “ section 56 of the said Act of 1977”;  
(b) for subsection (3) substitute—  
“(3) Section 29(4) of the National Health Service Act 1977 shall cease to have effect on the coming into operation of this section.”

38 ..... **F17**

**Textual Amendments**

**F17** Sch. 15 para. 38 repealed by [Housing and Building Control Act 1984 \(c. 29, SIF 61\)](#), s. 61(2), [Sch. 12 Pt. I](#)

39 ..... **F18**

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#### Textual Amendments

**F18** Sch. 15 para. 39 repealed by Rating (Disabled Persons) Act 1978 (c. 40, SIF 103:1, 2), **Sch. 2**

#### *The Superannuation (Miscellaneous Provisions) Act 1967 c. 28*

40 In section 7(1) of the Superannuation (Miscellaneous Provisions) Act 1967, in paragraph (a) for the words “ National Health Service Acts 1946 to 1973 ” substitute “ National Health Service Act 1977 ”, and in paragraph (b) for “ Acts of 1946 to 1973 ” substitute “ Act of 1977 ”.

41 ..... **F19**

#### Textual Amendments

**F19** Ss. 6(1)(2)(6)(7), 30(2), 59, 60, 67–71, 73–76, Sch. 4 para. 1, Sch. 15 paras. 11, 41, 68—70 repealed by Health Services Act 1980 (c. 53, SIF 113:2), **Sch. 7**

#### *The Leasehold Reform Act 1967 c.88*

42 In paragraph (c) of section 28(6) of the Leasehold Reform Act 1967, for the words “ National Health Service Acts 1946 to 1973 ” substitute “ National Health Service Act 1977 ”.

#### *The Health Services and Public Health Act 1968 c.46*

43 In paragraph (b) of section 45(4) of the Health Services and Public Health Act 1968, for the words “ National Health Service Act 1946 or Part I of this Act or the National Health Service Reorganisation Act 1973 ” substitute “ National Health Service Act 1977 ”.

44 In section 59(2) of the Health Services and Public Health Act 1968, for the words “ Part IV of the National Health Service Act 1946 ” substitute “ Part II of the National Health Service Act 1977 ”.

45 (1) In paragraph (b) of section 63(2) of the Health Services and Public Health Act 1968, for the words “ Part IV of the 1946 Act ” substitute “ Part II of the 1977 Act ”;

(2) In subsection (8) of that section—

(a) for the words “ 1946 Act means the National Health Service Act 1946 ” substitute “ 1977 Act means the National Health Service Act 1977 ”;

(b) in paragraph (a) of the definition of “ the relevant enactments ” for the words “ and Part I of this Act and section 45 thereof ” substitute “ section 45 of this Act and the National Health Service Act 1977 ”;

(c) in paragraph (b) of the definition of “ the relevant enactments ” for the words “ and Part I of this Act and section 45 thereof and the National Health Service Reorganisation Act 1973 ” substitute “ section 45 of this Act and the National Health Service Act 1977 ”.

46 In section 64(3) of the Health Services and Public Health Act 1968—

(a) omit paragraph (a)(ii);

(b) omit paragraph (a)(xvi);

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(c) after paragraph (a)(xvii) add “ (xviii) the National Health Service Act 1977.”

47 In section 65(3) of the Health Services and Public Health Act 1968—

- (a) omit paragraph (b)(ii);
- (b) omit paragraph (b)(xvii);
- (c) after paragraph (b)(xviii) add “ (xix) the National Health Service Act 1977.”

*The Social Work (Scotland) Act 1968 c.49*

48 In section 86(3) of the Social Work (Scotland) Act 1968, for “ Part II of the National Health Service Act 1946” substitute “ sections 2 and 3 of the National Health Service Act 1977 ”.

*The Medicines Act 1968 c.67*

49 In section 131(5) of the Medicines Act 1968, for the words “ National Health Service Acts 1946 to 1973” substitute “ National Health Service Act 1977 ”.

50 In section 132(1) of the Medicines Act 1968, in the definition of “ health centre”, for the words “ section 2 of the National Health Service Reorganisation Act” substitute “ section 2 or 3 of the National Health Service Act 1977 ”.

*The Local Authority Social Services Act 1970 c.42*

51 In Schedule 1 of the Local Authority Social Services Act 1970, for the entry relating to the National Health Service Act 1946 substitute in the appropriate chronological order—

- (a) in the column headed “Enactment”, the words “ National Health Service Act 1977 Schedule 8 ”;
- (b) in the column headed “Nature of functions”, the words “ Care of mothers and young children; prevention, care and after-care; home help and laundry facilities ”.

52 ..... F20

**Textual Amendments**

**F20** Sch. 15 para. 52 repealed by Finance Act 1980 (c. 48, SIF 63:1), Sch. 20 Pt. III

*The Tribunals and Inquiries Act 1971 c. 62*

F21 53 .....

**Textual Amendments**

**F21** Sch. 15 para. 53 repealed (1.10.1992) by Tribunals and Inquiries Act 1992 (c. 53), ss. 18(2), 19(2), Sch. 4 Pt.I

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*The Finance Act 1971 c.68*

F22 54 .....

**Textual Amendments**  
F22 Sch. 15 para. 54 repealed (13.10.1993) by Finance (No. 2) Act 1992 (c. 48), s. 12, Sch. 18 Pt.IV; S.I. 1993/2272, art. 2 (subject to the transitional provisions and savings in art. 3, Sch. of that S.I.).

55 In paragraph 1(1) of Schedule 13 to the Finance Act 1971, for “ National Health Service Act 1946” substitute “ National Health Service Act 1977 ”.

56 ..... F23

**Textual Amendments**  
F23 Sch. 15 para. 56 repealed by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), s. 3(1), Sch. 1 Pt. I (with s. 5, Sch. 4 paras. 1, 2)

57 ..... F24

**Textual Amendments**  
F24 Sch. 15 para. 57 repealed by Income and Corporation Taxes Act 1988 (c. 1, SIF 63:1), s. 844(4)(6), Sch. 31

*The National Health Service Reorganisation Act 1973 c.32*

58 In section 14(2) of the National Health Service Reorganisation Act 1973, for the words “ subsection (2) or (3) of section 55 of the principal Act” substitute “ subsection (1) or (2) of section 98 of the National Health Service Act 1977 ”.

59 In section 15 of the National Health Service Reorganisation Act 1973, after subsection (5) insert the following subsection—

- “(5A) So far as may be necessary for the purposes of subsections (3) to (5) above, any reference in those subsections to this Act, or to any instrument in force by virtue of this Act, shall (as the case may be) include a reference to—
- (a) any provision of this Act which has been repealed and re-enacted by the National Health Service Act 1977 ;
  - (b) any instrument in force by virtue of a provision of this Act which has been repealed and re-enacted by that Act of 1977.”

*The Local Government Act 1974 c.7*

60 In paragraph (b) of section 29(5) of the Local Government Act 1974, for the words “ that section (as applied by section 36 of the National Health Service Reorganisation Act 1973)” substitute “ paragraph 16 of Schedule 13 to the National Health Service Act 1977”.



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- 61 In section 33 of the Local Government Act 1974—
- (a) in subsection (1), for the words “ section 34 of the Act of 1973” substitute “ sections 109, 110, 113, 115 and 116 of the National Health Service Act 1977”, and for the “ Part III of the Act of 1973” substitute “ Part V of the Act of 1977” ;
  - (b) in subsection (3) for the words “ Part III of the Act of 1973” in the two places where they occur substitute “ Part V of the Act of 1977”;
  - (c) in subsection (4), for the words “ Part III of the Act of 1973” substitute “ Part V of the Act of 1977”;
  - (d) in subsection (5), for the words “ that section as applied by section 36 of the Act of 1973” substitute “ paragraph 16 of Schedule 13 to the Act of 1977”;
  - (e) in subsection (6), for the words “ the Act of 1973 means the National Health Service Reorganisation Act 1973” substitute “ the Act of 1977 means the National Health Service Act 1977”.

*The Trade Union and Labour Relations Act 1974 c.52*

F25 62 .....

**Textual Amendments**

**F25** Sch. 15 para. 62 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992 \(c. 52\)](#), ss. 300(1), 302, [Sch.1](#).

*The Social Security Act 1975 c. 14*

F26 63 .....

**Textual Amendments**

**F26** Sch. 15 para. 63 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3(1), 7(2), [Sch.1](#).

F27 64 .....

**Textual Amendments**

**F27** Sch. 15 para. 64 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. 15 para. 64 expressed to be repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3(1), 7(2), [Sch.1](#).

*The House of Commons Disqualification Act 1975 c.24*

- 65 In Part II of Schedule 1 to the House of Commons Disqualification Act 1975, in the entry relating to the Medical Practices Committee, for the words “ section 34 of the National Health Service Act 1946” substitute “ section 7 of the National Health Service Act 1977 ”.

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66 ..... F28

**Textual Amendments**

**F28** Sch. 15 para. 66 repealed by Registered Homes Act 1984 (c. 23, SIF 113:3), s. 57, **Sch. 3**

*The Child Benefit Act 1975 c.61*

F29 67 .....

**Textual Amendments**

**F29** Sch. 15 para. 67 repealed (1.7.1992) by Social Security (Consequential Provisions) Act (c. 6), ss. 3, 7(2), Sch.1.

68—70 ..... F30

**Textual Amendments**

**F30** Ss. 6(1)(2)(6)(7), 30(2), 59, 60, 67–71, 73–76, Sch. 4 para. 1, Sch. 15 paras. 11, 41, 68—70 repealed by Health Services Act 1980 (c. 53, SIF 113:2), **Sch. 7**

71 ..... F31

**Textual Amendments**

**F31** Sch. 15 para. 71 repealed by Social Security Act 1990 (c. 27, SIF 113:1), s. 21(1)(2), Sch. 6 para. 14, **Sch. 7**

*The Health and Personal Social Services (Northern Ireland) Order 1972 S.I. 1972/1265 (N.I. 14)*

72 In paragraph 7 of Schedule 11 to the Health and Personal Social Services (Northern Ireland) Order 1972 for the words “ Part IV of the National Health Service Act 1946” substitute “ Part II of the National Health Service Act 1977”.

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