

## SCHEDULES

### SCHEDULE 2

Section 9.

#### AMENDMENTS CONSEQUENTIAL ON THE DISSOLUTION OF THE HEALTH SERVICES BOARD ETC.

##### *The Health Services Act 1976*

- 1 In sections 12(1), 13(2) and (4), 14(1) and (3), 16(1)(a) and (b) and 17(6) and (7)  
of the Act of 1976 for the words " the Board ". wherever they occur, there shall be  
substituted the words " the Secretary of State ".
- 2 In section 13 of that Act—
- (a) in subsection (1) for the words from " the Board ", in the first place where  
they occur, onwards there shall be substituted the words " the Secretary of  
State "; and
  - (b) in subsection (2) for the word " it " there shall be substituted the word " he ".
- 3 In section 14 of that Act—
- (a) in subsection (1) for the word " it " there shall be substituted the word "  
him "; and
  - (b) subsection (5) shall be omitted.
- 4 In section 16 of that Act—
- (a) for paragraphs (d) and (e) of subsection (1) there shall be substituted the  
following paragraphs—
    - “(d) for enabling the Secretary of State to require such person  
or persons as he may appoint to afford the applicant for  
an authorisation a hearing and to report thereon to the  
Secretary of State ;
    - (e) for determining the locality of, and entitling persons other  
than the applicant to appear and be heard at, such a  
hearing ;”;
  - (b) subsection (2) shall be omitted ; and
  - (c) in subsection (4) for the words "under the direction of the Board" there  
shall be substituted the words " under his direction ".
- 5 In section 17 of that Act—
- (a) in subsection (1) for the words " the Board ", in the first place where they  
occur, there shall be substituted the words " the Secretary of State " and for  
the words " the Board ", in the second and third places where they occur,  
there shall be substituted the words " a person or persons appointed by the  
Secretary of State ";
  - (b) in subsections (1) and (3) for the words " the Board's " there shall be  
substituted the words " the Secretary of State's ";
  - (c) in subsection (4) for the words " The Board and the Secretary of State "  
there shall be substituted the words " The Secretary of State " ; and

(d) in subsection (7), for the word "it" there shall be substituted the word "he".

6 In section 22(2) of that Act paragraph (a) and the words "under paragraph 10 of Schedule 1 to this Act or" shall be omitted.

*The National Health Service Act 1977*

7 In section 109 of the Act of 1977, there shall be inserted at the end of paragraph (e) the word " and " and paragraph (g) and the word " and " immediately preceding that paragraph shall be omitted.

8 In section 110 of that Act, there shall be inserted at the end of paragraph (b) the word " or " and paragraph (d) and the word " or" immediately preceding that paragraph shall be omitted.

9 In section 119 of that Act—

- (a) in subsection (1) the words from " but paragraph (d)" onwards shall be omitted;
- (b) in subsection (3) paragraph (a) and, in paragraph (b), the words "in relation to any other investigation" shall be omitted; and
- (c) in subsection (4) paragraph (a) and, in paragraph (b), the word "other", in the first place where it occurs, shall be omitted.

10 In section 128(1) of that Act the definitions of " Health Services Board" and "Welsh Committee" shall be omitted.

*The National Health Service (Scotland) Act 1978*

11 In the Scottish Act of 1978—

- (a) section 93(1)(c);
- (b) in section 96(1)(d). the words " subject to subsection (2) ";
- (c) section 96(2);
- (d) in section 96(4), paragraph (a) and, in paragraph (b), the words from the beginning to " investigation " ;
- (e) in section 96(5), the words from " (other than " to " Committee) ";
- (f) in section 96(6) the words from " shall" to " and " and the words " other " and " said " ; and
- (g) in section 108(1), the definitions of " Health Services Board " and " Scottish Committee ",

shall be omitted.