

1980 No. 1192

HEALTH SERVICES

**The Health Services (Hospital Premises and
Notification) Regulations 1980**

<i>Made</i> - - - -	<i>8th August 1980</i>
<i>Laid before Parliament</i>	<i>11th August 1980</i>
<i>Coming into Operation</i>	<i>12th August 1980</i>

The Secretary of State for Social Services, as respects England, the Secretary of State for Wales, as respects Wales, and the Secretary of State for Scotland, as respects Scotland, in exercise of powers conferred on them by section 14(1) and (7) of the Health Services Act 1976(a), and of all other powers enabling them in that behalf, and after consultation with bodies representative of medical and dental practitioners and other bodies representative of interests likely to be substantially affected by these regulations in accordance with section 22(2) of the Act hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Health Services (Hospital Premises and Notification) Regulations 1980 and shall come into operation on 12th August 1980.

Definition of Hospital Premises

2. For the purposes of the definition of “hospital premises” in section 14(7) of the Health Services Act 1976 the prescribed classes of premises shall be premises used, or to be used, for the prevention, diagnosis or treatment of illness or for the reception of patients at which there are or are to be facilities for the provision of all or any of the following services namely:—

- (a) the carrying out of surgical procedures under general anaesthesia;
- (b) obstetrics;
- (c) radiotherapy;
- (d) haemodialysis or peritoneal dialysis;
- (d) pathology or diagnostic radiology;

Except premises occupied by or on behalf of the Crown or for the purposes of a visiting force as defined by section 20 of the Health Services Act 1976.

(a) 1976 c. 83; section 14(1) was amended by the Health Services Act 1980 (c. 53), section 9(5) and Schedule 2, paragraphs 1 and 3.

Amendment of the Health Services Board (Authorisation and Notification) Regulations 1977

3. The Health Services Board (Authorisation and Notification) Regulations 1977(a) shall be amended as follows—

- (a) in regulation 2(1) the definition of “the Board” shall be omitted;
- (b) in regulation 11(1) and (2) for the word “Board” in each place where it occurs there shall be substituted the words “Secretary of State”;
- (c) for Schedule 2 to those regulations there shall be substituted the following Schedule—

SCHEDULE 2 Regulation 11(1)

“NOTICE OF A PROPOSAL TO APPLY FOR PLANNING PERMISSION FOR NOTIFIABLE WORKS

This notice is submitted in accordance with section 14 of the Health Services Act 1976.

1. Name and address of person or company submitting this notice:

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2. Postal address of the place in respect of which the proposed planning application to carry out notifiable works is to be made or, if there is no address, please give an exact description of the place.

.....

3. What are the notifiable works for which planning permission is to be applied for?

.....

If for any reason the postal address does not permit precise identification of the place of the proposed works, please attach to this notice an ordnance-survey-based map or a building plan on which the proposed works are clearly delineated.

4. How many beds, or additional beds, will the proposed works provide for patients?

5. What special accommodation or facilities, if any, will the proposed works enable to be provided for each of the following services:—

(a) surgery under general anaesthesia (e.g. operating theatres, recovery rooms).

.....

(b) obstetrics

.....

(c) radiotherapy

.....

(d) haemodialysis or peritoneal dialysis

(e) pathology or diagnostic radiology.

DECLARATION:

I declare that the information contained in this Notice is true. I understand that if I have stated in this Notice anything which I know to be false or do not believe to be true, I may render myself liable to prosecution under section 18(2)(b) of the Health Services Act 1976.

Signed

Status of Signatory

Date”;

(d) in Schedule 3 to those regulations for the words “Health Services Board” and “the Board” there shall be substituted the words “the Secretary of State”.

Revocation of Regulations

4. The Health Services Board (Hospital Premises) Regulations 1977(a) are hereby revoked.

Patrick Jenkin,

Secretary of State for Social Services.

8th August 1980.

Nicholas Edwards,

Secretary of State for Wales.

8th August 1980.

George Younger,

Secretary of State for Scotland.

8th August 1980.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations—

- (a) prescribe the classes of premises which are to be “hospital premises” for the purpose of section 14 of the Health Services Act 1976 (which requires notice to be given to the Secretary of State of an application to apply for planning permission for works affecting such premises) revoking and replacing the Health Services Board (Hospital Premises) Regulations 1977;
- (b) amend the Health Services Board (Authorisation and Notification) Regulations 1977 by substituting a revised form of notice in consequence of the new definition of “hospital premises” and making other minor amendments.