STATUTORY INSTRUMENTS

1974 No. 186

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The Central Health Services Council (Variation of Constitution) Order 1974

Made - - -	*7th February* 1974
Laid before Parliament	*8th February* 1974
Coming into Operation	*1st April* 1974

The Secretary of State for Social Services, in exercise of powers conferred by section 2(2) of the National Health Service Act 1946(**a**), and now vested in him (**b**), and of all other powers enabling him in that behalf, after consultation with the Central Health Services Council, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Central Health Services Council (Variation of Constitution) Order 1974 and shall come into operation on 1st April 1974.

Interpretation

2.—(1) In this Order, unless the context otherwise requires:—

"the Act" means the National Health Service Act 1946;

"Central Council" means the Central Health Services Council.

(2) References in this Order to any enactment include references to such enactment as amended by any subsequent enactment, order or regulations.

(3) The rules for the construction of an Act of Parliament contained in the Interpretation Act 1889(**c**) shall apply for the purposes of the interpretation of this Order as they apply for the purposes of the interpretation of an Act of Parliament.

Variation of constitution of Central Council

3.—(1) For the constitution of the Central Council as set out in paragraph 1 of Schedule 1 to the Act there shall be substituted the constitution set out in the following provisions of this Article.

(**a**) 1946 c. 81.
(**b**) Secretary of State for Social Services Order 1968 (S.I. 1968/1699 (1968 III, p. 4585)).
(**c**) 1889 c. 63.

(2) The number of members of the Central Council shall be not less than forty, and not more than forty four, of which thirteen shall be nominated members in accordance with paragraph (3) of this Article, twenty seven shall be selected members in accordance with paragraph (4) of this Article and the remaining members shall be such persons appointed by the Secretary of State as he thinks fit.

(3) The nominated members of the Central Council shall be: —

(*a*) the persons for the time being holding the offices of—

The President of the Royal College of Physicians of London;

The President of the Royal College of Surgeons of England;

The President of the Royal College of Obstetricians and Gynaecologists;

The President of the Royal College of Psychiatrists;

The President of the Royal College of Pathologists;

The President of the Royal College of General Practitioners;

The President of the Royal College of Nursing and National Council of Nurses of the United Kingdom;

The President of the Royal College of Midwives;

The Chairman of the Council of the British Medical Association;

The Chairman of the Council of the British Dental Association;

The President of the Faculty of Community Medicine;

The President of the Pharmaceutical Society of Great Britain;

(*b*) one member of the Personal Social Services Council nominated by that body;

Provided that any person holding any office specified in sub-paragraph (*a*) of this paragraph may notify the Secretary of State in writing of another member of the body in which he holds such office who is to be a member of the Central Council in his place for such period or any part of such period as he holds that office and such person shall be a member of the Central Council until he resigns or until the person in whose place he is a member ceases to hold office or notifies the Secretary of State in writing that he wishes some other person to be a member in his place or that he wishes to be a member himself.

(4) The selected members of the Central Council, who shall be appointed by the Secretary of State, shall be: —

(*a*) eight medical practitioners;

(*b*) two dental practitioners;

(*c*) three registered nurses or certified midwives;

(*d*) one registered pharmacist;

(*e*) one registered optician;

(*f*) seven persons with experience in health service management;

(*g*) one person with qualifications or experience in social work; and

(*h*) four persons, who, in the opinion of the Secretary of State, are interested in the health service from the point of view of members of the public;

and before appointing any of the persons specified in sub-paragraphs (*a*) to (*g*) respectively, the Secretary of State shall consult with such organisations as he may recognise as representative of such persons and before appointing the persons specified in sub-paragraph (*h*) the Secretary of State shall consult with such bodies as appear to him to be appropriate for this purpose.

Transitional provisions

4. Nothing in this Order varying the constitution of the Central Council shall have any effect upon action taken by the Central Council, effective immediately before the coming into operation of this Order, with respect to the appointment of committees of the Council, the election of a chairman or vice-chairman of the Council or any rules made by the Council to regulate their own procedure, and any such action so taken shall continue to have effect as if taken by the Central Council as constituted in accordance with this Order.

Keith Joseph,
Secretary of State for Social Services.

7th February 1974.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order varies the constitution of the Central Health Services Council established to advise the Secretary of State for Social Services and the Secretary of State for Wales upon general matters relating to the services provided under the National Health Service Acts.

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