The Civil Defence Corps (Scotland) Regulations, 1949*

1949 No. 1417 (S. 99)

Made - - - - 27*th July*, 1949
Coming into Operation 10*th August*, 1949

In exercise of the powers conferred by subsection (1) of section two of the Civil Defence Act, 1948(a), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1. Subject to the provisions of these regulations it shall be the function of each of the following local authorities, that is to say—

(*a*) the joint councils of the counties of Moray and Nairn and of the counties of Perth and Kinross;

(*b*) the council of every other county; and

(*c*) the town council of every large burgh within the meaning of the Local Government (Scotland) Act, 1947(b)

to organise a division of the Civil Defence Corps, and the division so organised by each of the said authorities is hereafter in these regulations referred to in relation to that authority as their division.

2.—(1) In organising their division of the Corps each of the local authorities mentioned in Regulation 1 shall comply with any directions given from time to time by the Secretary of State.

(2) Subject to any such directions, each of the said authorities shall organise their division of the Corps with a view to the members of that division taking such part in civil defence as may from time to time be assigned to members of the Corps by the Secretary of State and in particular and without prejudice to the generality of the foregoing with a view—

(*a*) to the members of their division assisting the authority in the performance, in accordance with the requirements of the designated Minister, of their civil defence functions, and

(*b*) to selected members of the division being made available to assist any other authority (whether a local authority or not) having functions relating to the area or any part of the area of the authority first mentioned in taking part, in accordance with the requirements of the designated Minister, in civil defence.

3. Subject to the provisions of these regulations it shall be the duty of each local authority mentioned in Regulation 1 to make in relation to their division all payments which are from time to time necessary for the purpose of organising their division:

Provided that nothing in this regulation shall prevent such an authority, where members of their division are assisting some other authority, from recovering, from the last mentioned authority, any payments necessary in relation to such assistance.

4. Notwithstanding anything in these regulations, if any part of the function conferred under Regulation 1 on the authorities therein mentioned is, as respects any of those authorities and in relation to any members or units

(a) 12, 13 & 14 Geo. 6. c. 5. (b) 10 & 11 Geo. 6. c. 43.

* These Regulations were approved by resolution of the House of Commons 26th July, 1949, and the House of Lords 14th July, 1949, in accordance with Section 8 (3) of the Civil Defence Act, 1948.

of that authority's division, transferred to another authority (whether a local authority or not), the responsibility for that part of the function and for the necessary payments connected therewith shall thereupon cease to lie upon the first-mentioned authority:

Provided that nothing in this regulation shall apply in relation to any function exercised by an authority on behalf of any of the authorities mentioned in Regulation 1 as their agent.

5.—(1) Where two or more of the local authorities mentioned in Regulation 1 join in appointing a joint civil defence committee and authorise that committee to exercise all their functions under these regulations on their behalf as their agent the function conferred on each of the appointing authorities by Regulation 1 shall be sufficiently discharged by their so joining and authorising.

(2) Where two or more such authorities join as aforesaid in organising one division of the Corps references in these regulations in relation to a single authority to their division shall have effect in relation to each of the authorities so joining as a reference to the division jointly organised.

6.—(1) In these regulations the following expressions have the meanings hereby respectively assigned to them, that is to say—

"the Corps" means the Civil Defence Corps established by and under the warrant of the Secretary of State dated the 30th day of May, 1949;

"civil defence functions" in relation to any local authority means the functions conferred upon that authority by or under the Civil Defence Act, 1948;

"designated Minister" means, in relation to any matter, such Minister as may for the time being be designated for purposes which include that matter by Order in Council under subsection (2) of section nine of the Civil Defence Act, 1948, and if and in so far as no Minister has been so designated means the Secretary of State;

"joint civil defence committee" has the same meaning as in the Civil Defence (General) (Scotland) Regulations, 1949(a).

(2) In these regulations any reference to organising a division of the Corps includes a reference to forming, maintaining, equipping and training that division.

(3) The Interpretation Act, 1889(b), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

7.—(1) These regulations may be cited as the Civil Defence Corps (Scotland) Regulations, 1949.

(2) These regulations shall come into operation on the tenth day of August, 1949, and shall apply to Scotland only.

Arthur Woodburn,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
27th July, 1949.

(a) S.I. 1949 No. 1416, p. 642 above.

(b) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

Regulations 1 and 2 provide for the organisation, by the local authorities therein mentioned, of divisions of the Civil Defence Corps. Regulation 3 provides for expenses. Regulation 4 provides for the training, equipping, etc., of members of the corps by an authority other than the recruiting authority if any part of the function imposed by Regulation 1 is transferred. Regulation 5 provides for the joint organisation of a division of the Corps by more than one local authority.

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2. AMBULANCE

The Civil Defence (Ambulance) Regulations, 1949

1949 No. 2146

Made - - - - 21*st November*, 1949
Coming into Operation 22*nd November*, 1949

M.H. 109436
Whereas by an Order in Council dated the twenty-eighth day of July, 1949(a), and made under subsection (2) of section 9 of the Civil Defence Act, 1948(b), the Minister of Health has been designated the Minister for certain purposes of the said Act, including the purpose of making regulations under section 2 thereof in relation to the taking of measures to deal with casualties and disease:

Now therefore, the Minister of Health, in exercise of the powers conferred on him by the said section, and of all other powers enabling him in that behalf, hereby makes the following regulations in the terms of a draft duly approved by resolution of each House of Parliament:—

1.—(1) These regulations may be cited as the Civil Defence (Ambulance) Regulations, 1949, and shall come into operation on the twenty-second day of November, 1949.

(2) The Interpretation Act, 1889(c), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(3) In these regulations, the following expressions have the meanings hereby assigned to them—

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

" local authority " means the council of a county or county borough; and

" the Minister " means the Minister of Health.

2. It shall be the duty of a local authority, when so required by the Minister—

(*a*) to make plans for the expansion in the event of hostile action or a threat of hostile action of the ambulance services provided under section 27 of the Act so that they may be available for the purposes mentioned in paragraph (*d*) of this regulation, and for the maintenance of the expanded services and of their communications;

(a)S.I. 1949 No. 1438, p. 652 below. (b) 12, 13 & 14 Geo. 6. c. 5. (c) 52 & 53 Vict. c. 63.