STATUTORY INSTRUMENTS

1969 No. 354

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service (Service Committees and Tribunal) (Amendment) Regulations 1969

Made - - -	14*th March* 1969
Laid before Parliament	26*th March* 1969
Coming into Operation	1*st April* 1969

The Secretary of State for Social Services in exercise of his powers under sections 32, 33, 38, 40, 41 and 42 of, and Schedules 5 and 7 to, the National Health Service Act 1946(a), as amended by the National Health Service (Amendment) Act 1949(b) and the Health Services and Public Health Act 1968(c) and of all other powers enabling him in that behalf and after consultation with the Council on Tribunals in accordance with section 8 of the Tribunals and Inquiries Act 1958(d) hereby makes the following regulations:—

1. These regulations may be cited as the National Health Service (Service Committees and Tribunal) (Amendment) Regulations 1969, and shall come into operation on 1st April 1969.

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

3. The National Health Service (Service Committees and Tribunal) Regulations 1956 (f) as amended (g) shall be further amended as follows:—

(1) In regulation 2(1)—

(*a*) in the definition "service committee" for the words "or dental" there shall be substituted the words "dental or ophthalmic" and the words "an ophthalmic investigation committee" shall be deleted;

(*b*) the definitions "dispensing optician", "ophthalmic optician" and "Ophthalmic Services Committee" shall be deleted.

(2) (*a*) In regulations 3(1), 3(2)(*d*), 3(2)(*f*), 3(3)(*c*), 3(3)(*d*), 4(1), 4(5)(*a*), 4(7A), 48(*b*) and schedule 1 paragraphs 1(1), 1(1)(*i*), 1(2) and 2(3) for the words "ophthalmic investigation committee" there shall be substituted the words "ophthalmic service committee".

(*b*) in regulation 3(1) for the words "ophthalmic investigation committees" there shall be substituted the words "ophthalmic service committees".

(3) For regulation 3(2)(*d*)(I) there shall be substituted:—
"(I) four appointed by and from the lay members of the Council".

(4) In regulation 3(3)(*b*) the words after "optician" shall be deleted.

(a) 1946 c. 81. (b) 1949 c. 93. (c) 1968 c. 46. (d) 1958 c. 66. (e) 1889 c. 63.
(f) S.I. 1956/1077 (1956 I, p. 1554).
(g) The relevant amending instrument is S.I. 1965/1366 (1965 II, p. 3878).

(5) In regulation 3(3) in the definition of "lay members" for the words after "local health authority" there shall be substituted "or the Secretary of State and in relation to a service committee means members of the committee appointed by the lay members of the Council".

(6) In regulations 4(1)(*a*), 4(5)(*a*), 20(1) and 22(1) for the words "supplementary ophthalmic services" there shall be substituted the words "general ophthalmic services".

(7) In regulation 20(1) for the words "Ophthalmic Services Committee" there shall be substituted the word "Council".

(8) In regulation 20 for the word "Committee" wherever it occurs there shall be substituted the words "service committee".

(9) At the end of regulation 21 there shall be added:—

"(4) The Local Optical Committee shall have power to consider any complaint made to them by any optician against an optician practising in the area for which the committee is constituted involving any question of the efficiency of the general ophthalmic services."

(10) In regulation 48(*a*) for the words "or Dental" in each place where they occur, there shall be substituted the words "Dental or Optical".

(11) In schedule 1 paragraph 3 for the definition "lay member" there shall be substituted:—

"lay member" in relation to a service committee means a member appointed by and from the members of the Council who were appointed by the local health authority or the Secretary of State.

(12) In schedule 3:—

(*a*) the words "[Ophthalmic Services Committee]" wherever they occur shall be deleted;

(*b*) for the words "supplementary ophthalmic" wherever they occur there shall be substituted the words "general ophthalmic".

R. H. S. Crossman,
Secretary of State for Social Services.

14th March 1969.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the National Health Service (Service Committees and Tribunal) Regulations 1956, in consequence of the dissolution by the Health Services and Public Health Act 1968, of the Ophthalmic Services Committees and the cessation of the exercise by them on behalf of Executive Councils of functions in respect of ophthalmic services.