The National Health Service (Travelling Allowances, etc.) Amendment Regulations, 1951

1951 No. 507

Made - - - -	*22nd March*, 1951
Laid before Parliament	*22nd March*, 1951
Coming into Operation	*1st April*, 1951

M.H.25.

The Minister of Health, in exercise of the powers conferred on him by sections 40, 41 and 54 of and paragraph 2 of the First Schedule, paragraph 2 of Part IV of the Third Schedule, paragraph 3 of the Fifth Schedule, paragraph 3 of the Sixth Schedule and paragraph 6 of the Seventh Schedule to, the National Health Service Act, 1946(a), as amended by the National Health Service (Amendment) Act, 1949(b), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

1. These regulations may be cited as The National Health Service (Travelling Allowances, etc.) Amendment Regulations, 1951, and shall come into operation on the first day of April, 1951.

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. The following regulation shall be added to the National Health Service (Travelling Allowances, etc.) Regulations, 1949(d):—

"10. Where under these regulations and under any other enactment a member would become entitled apart from this regulation to receive duplicate payments in respect of loss of earnings or additional expenses (including travelling and subsistence expenses) in relation to the performance of duties in any one period of 24 hours, the amount which he shall be entitled to receive under these regulations shall be reduced by any amount received by him under the other enactment, and any claim under these regulations shall contain particulars of any amount so received or claimed."

4. The following paragraph shall be substituted for paragraph 4 of Part II of the Schedule to the National Health Service (Travelling Allowances, etc.) Regulations, 1949:—

"4. The rate for travel by a member's own private motor vehicle in circumstances which involve a substantial saving in his time or are otherwise reasonable, or where it is in the interests of the body that he should so travel rather than by public services, shall not exceed:—

(*a*) In the case of a motor car not exceeding 10 horse-power, 6½d. a mile for the first 2,000 miles for which in any financial year the member uses a private motor car for any journeys in respect of which he has been or is entitled to be paid travelling expenses under these regulations or any other enactment, 5d. a mile for the next 5,000 miles in the same year, and thereafter in the same year 4d. a mile;

(a) 9 & 10 Geo. 6. c. 81.
(b) 12, 13 & 14 Geo. 6. c. 93.
(c) 52 & 53 Vict. c. 63.
(d) S.I. 1949 (No. 2340) I, p. 2639

(*b*) in the case of a motor car exceeding 10 horse-power, 8d. a mile for the first 2,000 miles for which in any financial year the member uses a private motor car for any journeys in respect of which he has been or is entitled to be paid travelling expenses under these regulations or any other enactment, 6½d. a mile for the next 5,000 miles in the same year, and thereafter in the same year 5½d. a mile;

(*c*) in the case of a tri-car, 3½d. a mile;

(*d*) in the case of a motor cycle combination, 3d. a mile;

(*e*) in the case of a motor cycle without a side-car, 2½d. a mile; and

(*f*) in the case of a motor-assisted pedal cycle or any vehicle of a similar type, 1¾d. a mile.

For such travel in circumstances other than those mentioned above the rate shall not exceed 1½d. a mile, irrespective of the type of vehicle.

Provided that the above rates may be increased by—

(i) not more than ½d. a mile for the carriage of each additional person to whom an allowance for travelling would otherwise be payable, and

(ii) not more than the amount of any expenditure incurred on tolls, ferries or parking fees; and

(iii) in the case of an absence overnight from the usual place of residence the amount of any expenditure incurred on garaging a motor vehicle not exceeding 2s. 6d. a night for a car, or 1s. 6d. a night for a motor vehicle of any other type.

Provided further that for the purpose of calculating mileage under sub-paragraphs (*a*) and (*b*) no account shall be taken of mileage for which the rate, excluding any allowance for passengers, does not exceed 1½d. a mile.

For the purposes of this paragraph horse-power shall be calculated in the manner prescribed by regulation 33 of the Road Vehicles (Registration and Licensing) Regulations, 1949(a)."

Given under the official seal of the Minister of Health this twenty-second day of March, nineteen hundred and fifty-one.

(L.S.)

H. A. Marquand,
Minister of Health.

EXPLANATORY NOTE

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

These regulations alter the existing regulations which prescribe the allowances to be made to the members of certain bodies constituted under the National Health Service Act, 1946, for the use of their motor cars on official business.

(a) S.I. 1949 (No. 1618) I, p. 3869.