1952 No. 1892

The National Health Service (Travelling Allowances, etc.) Amendment Regulations, 1952

Made - - - -	*27th October*, 1952
Laid before Parliament	*29th October*, 1952
Coming into Operation	*1st November*, 1952

The Minister of Health in exercise of his powers under 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, 1952, and shall come into operation on the first day of November, 1952.

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 Schedule to the National Health Service (Travelling Allowances, etc.) Regulations, 1952(**d**), shall be amended as follows:—

(*a*) For paragraph 4 of Part II thereof there shall be substituted the following paragraph:—

"4.—(1) The rate for travel by a member's own private motor vehicle shall, subject as hereinafter mentioned, be 2d. a mile.

(2) 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 or tri-car exceeding 500 cubic centimetres cylinder capacity and not exceeding 10 horse power, 7¾d. a mile for the first 2,000 miles for which in any financial year the member uses a private motor car or tri-car for any official journeys, 6d. a mile for the next 5,000 miles in the same year, and thereafter in the same year 4¾d. a mile;

(*b*) in the case of a motor car or tri-car exceeding 500 cubic centimetres cylinder capacity and exceeding 10 horse power, 9¼d. a mile for the first 2,000 miles for which in any financial year the member uses a private motor car or tri-car for any official journeys, 7¾d. a mile for the next 5,000 miles in the same year, and thereafter in the same year 6¼d. a mile;

(*c*) in the case of a motor car or tri-car not exceeding 500 cubic centimetres cylinder capacity, of a motor cycle exceeding 500 cubic centimetres cylinder capacity, or of a motor cycle combination, 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. 1952/666, p. 2078 above.

(*d*) in the case of a motor cycle exceeding 150, but not exceeding 500, cubic centimetres cylinder capacity, 3d. a mile;

(*e*) in the case of a motor cycle exceeding 120, but not exceeding 150, cubic centimetres cylinder capacity, 2½d. a mile;

(*f*) in the case of a motor cycle not exceeding 120 cubic centimetres cylinder capacity, of an autocycle or of a motor-assisted pedal cycle, 2d. a mile.

(3) The rates mentioned in sub-paragraphs (1) and (2) may be increased:

(*a*) by not more than ½d. a mile for the carriage otherwise than by motor cycle, autocycle or motor assisted pedal cycle, of each additional passenger, to whom an allowance would otherwise be payable under these Regulations:

Provided that where the mileage rate does not exceed 2d. an increase of 1d. a mile may be allowed for the carriage of each additional passenger, subject to a limit of 4d. a mile for four or more passengers;

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

(*c*) 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. per night for a motor car or tri-car or 1s. 6d. per night for a motor vehicle of any other type.

(4) (*a*) For the purpose of calculating mileage under (*a*) and (*b*) of sub-paragraph (2) no account shall be taken of mileage for which the rate, excluding any allowance for passengers, does not exceed 2d. a mile.

(*b*) For the purpose of this paragraph

"horse power" shall be calculated in the manner prescribed by regulation 34 of the Road Vehicles (Registration and Licensing) Regulations, 1951(a). Provided that where the engine of a car has been rebored, the calculation shall be based on the engine as it was when new;

"official journeys" means journeys undertaken by a member of any authority to which these regulations apply, being journeys in respect of which the member is paid his travelling expenses (whether in his capacity as member or in his capacity as officer) by such an authority, the Central Midwives Board, the General Nursing Council or an Area Nurse-Training Committee.

"motor cycle" means a motor cycle without a side car."

(*b*) For paragraphs 1 and 3 of Part III thereof there shall be respectively substituted the following paragraphs:—

"1. An allowance not exceeding 37s. 6d. shall be payable in respect of each night when a member is necessarily absent from his home or place of business on the business of the body or committee. The allowance shall be reduced to 30s. 0d. a night after the first seven nights at one place, and any case in which a member is likely to spend, or does spend, more than 28 nights in one place shall be reported to the Minister who shall fix a special rate in accordance with the circumstances." *And*

(a) S.I. 1951/1381; 1951 II, p. 587.

"3. A day allowance in respect of duties not involving a night's absence shall be payable at the rate of 4s. 0d. when a member is necessarily absent from his home or place of business for more than five hours but not more than eight hours, and at the rate of 9s. 6d. when his absence exceeds eight hours:

Provided that where the member orders lunch or dinner on a train or boat, the above rates shall respectively be 6s. 6d. and 12s., or where lunch and dinner are both so ordered during an absence exceeding eight hours, 13s."

Given under the official seal of the Minister of Health this twenty-seventh day of October, nineteen hundred and fifty-two.

(L.S.) *Iain Macleod,*
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 by increasing 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 vehicles on official business, and in respect of subsistence expenses.

NATIONAL HEALTH SERVICE, SCOTLAND

1952 No. 1026 (S. 45)

The National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations, 1952

Made - - - -	23*rd May*, 1952
Laid before Parliament	23*rd May*, 1952
Coming into Operation	1*st June*, 1952

In exercise of the powers conferred on me by section 40 of the National Health Service (Scotland) Act, 1947(**a**), as amended by section 16 of the National Health Service (Amendment) Act, 1949(**b**), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1. These regulations may be cited as the National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations, 1952, and shall come into operation on the first day of June, 1952.

2.—(1) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them:—

"the Act" means the National Health Service (Scotland) Act, 1947;

"drugs and appliances" means drugs or medicines or prescribed appliances supplied by or on the order of a medical practitioner or prescribed drugs or medicines supplied on the order of a dental practitioner;

(a) 10 & 11 Geo. 6. c. 27. (b) 12, 13 & 14 Geo. 6. c. 93.