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

1951 No. 733 (S. 37)

Made - - - -	23*rd April*, 1951
Laid before Parliament	26*th April*, 1951
Coming into Operation	1*st May*, 1951

In exercise of the powers conferred on me by the following provisions of the National Health Service (Scotland) Act, 1947(**a**), as amended by Part II of the Schedule to the National Health Service (Amendment) Act, 1949(**b**), namely—

(*a*) subsection (2) of section 39,

(*b*) paragraph 2 of the First Schedule,

(*c*) paragraph 3 of the Second Schedule,

(*d*) paragraph 2 of Part IV of the Fourth Schedule,

(*e*) paragraph 4 of the Sixth Schedule,

(*f*) paragraph 3 of the Seventh Schedule, and

(*g*) paragraph 6 of the Eighth Schedule,

and of all other powers enabling me in that behalf, I hereby make the following regulations:—

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

(2) These regulations and the National Health Service (Travelling Allowances, etc.) (Scotland) Regulations, 1949(**c**), (hereinafter referred to as "the principal Regulations") shall be read as one, and may be cited together as the National Health Service (Travelling Allowances, etc.) (Scotland) Regulations, 1949 and 1951.

(3) The Interpretation Act, 1889(**d**), applies to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. After Regulation 8 of the principal Regulations there shall be inserted the following Regulation:—

"8A. 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."

(**a**) 10 & 11 Geo. 6. c. 27.
(**b**) 12, 13 & 14 Geo. 6. c. 93.
(**c**) S.I. 1949 (No. 2343) I, p. 2686.
(**d**) 52 & 53 Vict. c. 63.

3. In Part I of the Second Schedule to the principal Regulations for paragraph 3 there shall be substituted the following paragraph:—

"3. The rate for travel by a member's own private motor vehicle where, in the opinion of the Secretary of State, where payment is made by him, or of the body, it is reasonable that the member should so travel rather than by public service, 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;

(*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)."

Dated this 23rd day of April, 1951.

Hector McNeil,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

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

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 (Scotland) Act, 1947, for the use of their motor cars on official business.

NATIONAL INSURANCE

The National Insurance Act, 1951 (Commencement) Order, 1951

1951 No. 1213 (C. 5)

Made - - - -	*5th July*, 1951
Laid before Parliament	*5th July*, 1951
Coming into Operation	*9th July*, 1951

M.N.I. 203.

The Minister of National Insurance, acting in conjunction with the Treasury, in exercise of powers conferred by section 8 of the National Insurance Act, 1951(a), and of all other powers enabling her in that behalf, hereby makes the following order:—

1. The appointed day for the purposes of the provisions of the said Act specified in the first column of the schedule to this order shall be the appropriate date specified in the third column of that schedule and set opposite to the provision to which it relates.

2. This order may be cited as the National Insurance Act, 1951 (Commencement) Order, 1951, and shall come into operation on the 9th day of July, 1951.

Dated this 5th day of July, 1951.

Edith Summerskill,
Minister of National Insurance.

Dated this 5th day of July, 1951.

Wm. Hannan,
H. W. Bowden,
Two of the Lords Commissioners of His Majesty's Treasury.

(a) 14 & 15 Geo. 6. c. 34.