STATUTORY INSTRUMENTS

1974 No. 703 (S.63)

NURSES AND MIDWIVES

The Nurses (Area Nurse-Training Committees) (Scotland) Order 1974

Made - - - -	*4th April* 1974
Laid before Parliament	*24th April* 1974
Coming into Operation	*15th May* 1974

In exercise of the powers conferred on me by section 19(1) and (4) of and the Fourth Schedule to the Nurses (Scotland) Act 1951**(a)** as amended by Part II of Schedule 6 to the National Health Service (Scotland) Act 1972**(b)** and of all other powers enabling me in that behalf, and after consultation with the General Nursing Council for Scotland, I hereby make the following order:—

Citation and commencement

1. This order may be cited as the Nurses (Area Nurse-Training Committees) (Scotland) Order 1974 and shall come into operation on 15th May 1974.

Interpretation

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

"the Act of 1972" means the National Health Service (Scotland) Act 1972**(b)**;

"Area Nursing and Midwifery Committee" means the committee of that name for a board area recognised under section 16 of the Act of 1972;

"Committee" means an Area Nurse-Training Committee;

"the Council" means the General Nursing Council for Scotland;

"board area" means an area for which a Health Board is for the time being constituted under section 13(1) of the Act of 1972 and known by the title set out in the Schedule to the National Health Service (Determination of Areas of Health Boards) (Scotland) Order 1974**(c)**.

(2) The Interpretation Act 1889**(d)** applies for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

Constitution and title of Committees

3.—(1) A Committee shall on 1st April 1974 be constituted for each of the board areas or combination of such areas set out in column (2) of the Schedule to this order.

(2) Each Committee shall be known by the title set out in column (1) of the Schedule to this order opposite the name of the board area or the names of the combination of such areas for which the Committee is constituted.

Appointment of members

4.—(1) Each Committee shall consist of thirteen members appointed as follows:—

(*a*) six persons appointed by the Health Board for the area for which the Committee is constituted, or, if that area consists of a combination of board areas, by the Health Boards for those areas acting jointly;

(a) 1951 c. 55.
(b) 1972 c. 58.
(c) 1974/266 (1974 I, p. 889).
(d) 1889 c. 63.

(*b*) four persons appointed by the Council;

(*c*) one person appointed by the Central Midwives Board for Scotland;

(*d*) two persons appointed by the Secretary of State after consultation with the education authorities for the area for which the Committee is constituted and with such universities as the Secretary of State thinks fit.

(2) One of the persons appointed under paragraph (1)(*a*) of this Article shall be so appointed after consultation by the Health Board or Health Boards concerned with the appropriate area nursing and midwifery committee or committees.

Qualifications of members

5.—(1) Of the members appointed to a Committee by a Health Board or by Health Boards acting jointly, four shall be registered nurses and one shall be a fully registered medical practitioner.

(2) Of the members appointed by the Council at least three shall be registered nurses of which one shall be a representative of community nursing interests.

(3) The member appointed by the Central Midwives Board for Scotland shall be a registered nurse and certified midwife.

(4) The members appointed by the Secretary of State shall be persons with experience in education.

Tenure of office of members

6.—(1) "Chairman" in relation to a Committee, means the chairman selected by the Committee from among their members in accordance with paragraph 6 of Schedule 4 to the Nurses (Scotland) Act 1951.

(2) The term of office of members of a Committee shall be four years expiring on 31st March in the relevant year, except that, in the case of persons appointed at the coming into operation of this order, two members appointed by a Health Board or Health Boards acting jointly, two members appointed by the Council and the two members appointed by the Secretary of State shall have a term of office expiring on 31st March 1976.

(3) The Chairman of a Committee may resign his membership on giving notice in writing to the Committee and to the authority or authorities which appointed him to the Committee, and any other member may resign on giving notice in writing to the Chairman, who shall immediately give written notice to the authority or authorities which appointed that member.

(4) A casual vacancy occurring at any time shall be filled as soon as may be by the authority or authorities which appointed the member who has vacated office and the person appointed to fill the vacancy shall hold office for the remainder of the period for which his predecessor was appointed.

(5) A member shall, on the expiration of his term of office, be eligible for re-appointment.

(6) The provisions of subsections (1) (except paragraph (*a*)), (2) and (3) of section 31 of the Local Government (Scotland) Act 1973 **(a)** (which relates to the disqualifications for nomination, election and holding office as a member of a local authority) shall apply to a Committee as if those provisions related to disqualifications for membership of a Committee.

(a) 1973 c. 65.

Procedure of Committees

7. A Committee shall make standing orders respecting its procedure, including the quorum (which shall not be less than three members), and may vary or revoke such standing orders.

Sub- committees

8.—(1) A Committee may appoint such sub-committees as it may think fit, consisting either wholly of members of the Committee or partly of members of the Committee and partly of other persons, in such proportion as it may determine.

(2) The Chairman of a sub-committee shall be appointed by the Committee.

(3) A Committee may delegate all or any of its functions to a sub-committee subject to such restrictions or conditions as it may think fit.

(4) A Committee appointing a sub-committee may make standing orders respecting the quorum, proceedings and place of meeting of the sub-committee, and may vary or revoke such standing orders.

Estimates of expenditure

9.—(1) Each Committee shall, not later than 31st August in each year or such later date as the Secretary of State may approve, submit to the Council an estimate of all expenditure during the following financial year.

(2) The estimate shall be submitted in such form as the Council, with the approval of the Secretary of State, may from time to time determine.

(3) The Council may approve the estimate with or without modification and the expenditure of a Committee in any financial year shall not, without the prior sanction of the Council, exceed the amount of the estimate approved by the Council.

Accounts

10.—(1) The financial year shall end on 31st March in each year, and a Committee shall make up its accounts of income and expenditure to that date.

(2) The accounts shall be made up in such form as the Council, with the approval of the Secretary of State, may from time to time determine.

Audit

11.—(1) Not later than 30th June in each year a Committee shall submit its accounts to an auditor appointed by the Secretary of State.

(2) The auditor shall have a right of access at all reasonable times to the books, accounts and vouchers of a Committee: he may, by writing under his hand, require the production before him of all books, deeds, contracts, accounts, vouchers, receipts and other documents and shall be entitled to require from the members and officers of the Committee such information or explanation as he may deem necessary for the purpose of the audit.

(3) Each Committee shall submit its audited accounts to the Council not later than 31st August in each year.

Revocation

12.—(1) The Nurses (Regional Nurse-Training Committees) (Scotland) Order 1963**(a)**, the Nurses (Regional Nurse-Training Committees) (Scotland) Amendment Order 1966**(b)** and the Nurses (Regional Nurse-Training Committees) (Scotland) Amendment Order 1969**(c)**, are hereby revoked.

(a) S.I. 1963/1342 (1963 II, p. 2325). **(b)** S.I. 1966/919 (1966 II, p. 2203).
(c) S.I. 1969/849 (1969 II, p. 2381).

(2) Section 38 of the Interpretation Act 1889 shall apply as if this order were an Act of Parliament and as if the orders revoked by this order were Acts of Parliament repealed by an Act of Parliament.

(sgd) *William Ross,*
One of Her Majesty's Principal
Secretaries of State.

St. Andrew's House,
Edinburgh.
4th April 1974.

SCHEDULE

(1) Title of Committee	(2) Area of Health Board or combination of Areas of Health Boards
Northern Area Nurse-Training Committee	Combination of the Areas of the Highland the Western Isles Health Boards
North-Eastern Area Nurse-Training Committee	Combination of the Areas of the Grampian, Orkney and Shetland Health Boards
Eastern Area Nurse-Training Committee	Area of the Tayside Health Board
Glasgow Area Nurse-Training Committee	Area of the Greater Glasgow Health Board
South-Eastern Area Nurse-Training Committee	Combination of the Areas of the Lothian, Fife and the Borders Health Boards
West Central Area Nurse-Training Committee	Combination of the Areas of the Argyll and Clyde and Forth Valley Health Boards
Western Area Nurse-Training Committee	Combination of the Areas of the Lanarkshire, Ayrshire and Arran and Dumfries and Galloway Health Boards

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order provides for the setting up of seven Area Nurse-Training Committees to replace five Regional Nurse-Training Committees following the reorganisation of the health service. The duty of these Committees is generally to supervise the training of nurses in accordance with the training rules laid down by the General Nursing Council for Scotland.

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