STATUTORY INSTRUMENTS

1974 No. 235

NURSES AND MIDWIVES

The Nurses (Regional Nurse-Training Committees) Order 1974

Made - - - - 14*th February* 1974

**To be laid before Parliament*

Coming into operation 1*st April* 1974

The Secretary of State for Social Services as respects England, and the Secretary of State for Wales as respects Wales, after consultation with the General Nursing Council for England and Wales, in exercise of powers conferred by sections 11(1) and 32(3) of, and Schedule 2 to the Nurses Act 1957**(a)**, as amended by section 57 (1) of, and paragraphs 70, 71 and 78 of Schedule 4 to, the National Health Service Reorganisation Act 1973**(b)**, and now vested in them **(c)**, and in exercise of the powers conferred on them by section 54(2) of the said Act of 1973 and of all other powers enabling them in that behalf, hereby make the following Order:—

Citation and commencement

1. This Order may be cited as the Nurses (Regional Nurse-Training Committees) Order 1974, and shall come into operation on the 1st April 1974.

Interpretation

2.—(1) In this Order unless the context otherwise requires:—

"Committee" means a regional nurse-training committee;

"Council" means the General Nursing Council for England and Wales;

"the Schedule" means the Schedule to this Order;

"Area Committee" means an Area Nurse-Training Committee constituted under the Nurses (Area Nurse-Training Committees) Order, 1960**(d)**, as amended **(e)**;

"region" means a region determined by the National Health Service (Determination of Regions) Order 1973**(f)**;

"hospital area" means an area for which a Regional Hospital Board or the Welsh Hospital Board was, immediately before the coming into operation of section 14 of the National Health Service Reorganisation Act 1973, constituted under section 11(1) of the National Health Service Act 1946 **(g)**.

(2) Unless the context otherwise requires, references in this Order to any enactment shall be construed as references to that enactment as amended or re-enacted by any subsequent enactment.

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*This instrument was laid before Parliament on 6th March 1974.

(a) 1957 c. 15. **(b)** 1973 c. 32. **(c)** S.I. 1968/1699 (1968 III, p. 4585).
(d) S.I. 1960/119 (1960 II, p. 2618). **(e)** There are no relevant amendments.
(f) S.I. 1973/1191 (1973 II, p. 3566). **(g)** 1946 c. 81.

(3) The rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(a), shall apply for the purposes of the interpretation of this Order as they apply for the purposes of the interpretation of an Act of Parliament.

Constitution and title of Committees

3. Each Area Committee specified in column (1) of the Schedule shall continue in existence but, on the 1st April 1974, shall,

(*a*) cease to be constituted for a hospital area and shall be constituted as a Committee for the region specified in relation thereto in column (2) of the Schedule or, in the case of Wales, for Wales; and

(*b*) be known by the title specified in relation thereto in column (3) of the Schedule.

Appointment and qualification of members

4.—(1) Subject to the provisions of this Order, each Committee in England shall consist of 15 members, appointed as follows:–

(*a*) four persons appointed by the Regional Health Authority for the region;

(*b*) three persons appointed by the Area Health Authorities of which the areas are in the region;

(*c*) five persons appointed by the Council;

(*d*) one person appointed by the Central Midwives Board;

(*e*) one person appointed by the Regional Health Authority for the region after consultation with the local education authorities in the region; and

(*f*) one person appointed by the Regional Health Authority for the region after consultation with the university or universities with which the Authority is associated.

(2) Subject to the provisions of this Order, the Committee for Wales shall consist of 15 members appointed as follows:–

(*a*) four persons appointed by the Secretary of State;

(*b*) three persons appointed by the Area Health Authorities of which the areas are in Wales;

(*c*) five persons appointed by the Council;

(*d*) one person appointed by the Central Midwives Board;

(*e*) one person appointed by the Secretary of State after consultation with the local education authorities in Wales; and

(*f*) one person appointed by the Secretary of State after consultation with the university or universities with which Wales is associated.

(3) The following provisions of this paragraph shall have effect in relation to each Committee in England and Wales:—

(*a*) of the members appointed by the Regional Health Authority, or, in the case of Wales, by the Secretary of State, two shall be registered nurses and one shall be a registered medical practitioner;

(*b*) of the members appointed by the Council, at least four shall be registered nurses;

(*c*) the member appointed by the Central Midwives Board shall be a registered nurse and certified midwife;

(*d*) of the members appointed by the Area Health Authorities, at least one shall be a registered nurse employed in domiciliary health services provided under section 2 of the National Health Service Reorganisation Act 1973.

(a) 1889 c. 63.

5.—(1) The following provisions of this article shall have effect in relation to the members of each Committee in England who are in office on the 1st April 1974.

(2) Subject to the provisions of article 9 of this Order, such members shall continue to hold office for the remainder of the period for which they were appointed.

(3) The members who were appointed by the Regional Hospital Board for the hospital area shall be deemed to have been appointed by the Regional Health Authority for the region.

(4) The members who were appointed by the Secretary of State after consultation with the local health authorities in the hospital area, shall be deemed to have been appointed by the Area Health Authorities of which the areas are in the region.

(5) The member who was appointed by the Secretary of State after consultation with the local education authorities in the hospital area shall be deemed to have been appointed by the Regional Health Authority for the region after consultation with the local education authorities in the region.

(6) The member who was appointed by the Secretary of State after consultation with such universities as he thinks fit shall be deemed to have been appointed by the Regional Health Authority for the region after consultation with the university or universities with which the authority is associated.

(7) Subject to the provisions of article 7(3) of this Order, the members who were appointed by the Boards of Governors of teaching hospitals situated in the hospital area shall be deemed to have been appointed by the Area Health Authorities of which the areas are in the region.

6.—(1) The following provisions of this article shall have effect in relation to the members of the Committee for Wales who are in office on the 1st April 1974.

(2) Subject to the provisions of article 9 of this Order, such members shall continue to hold office for the remainder of the period for which they were appointed.

(3) The members who were appointed by the Welsh Hospital Board shall be deemed to have been appointed by the Secretary of State.

(4) The members who were appointed by the Secretary of State after consultation with the local health authorities shall be deemed to have been appointed by the Area Health Authorities of which the areas are in Wales.

(5) The member who was appointed by the Secretary of State after consultation with such universities as he thinks fit shall be deemed to have been appointed by the Secretary of State after consultation with the university or universities with which Wales is associated.

(6) The member who was appointed by Boards of Governors of teaching hospitals situated in the hospital area shall be deemed to have been appointed by the Area Health Authorities of which the areas are in Wales.

7.—(1) The following provisions of this article shall have effect in relation to the Committee for any region in which there is situated a teaching hospital of which the Board of Governors is preserved by an Order made under section 15(1) of the National Health Service Reorganisation Act 1973.

(2) The membership of such a Committee shall be increased by one, such appointment in each region being made by the Board of Governors of the teaching hospital situated in the region, or, if there are more than one such Board, by the Boards of Governors jointly in such manner as they may agree.

(3) The members of such a Committee who are in office on the 1st April 1974 and who were appointed by the Board of Governors of teaching hospitals situated in the hospital area shall be deemed to have been appointed either by the Area Health Authorities of which the areas are in the region, or by a Board or Boards of Governors of teaching hospitals situated in the region, as may be determined by the Secretary of State.

Tenure of office of members

8. Subject to the provisions of this Order, the term of office of members of a Committee shall be five years expiring on the 31st March in any year.

9.—(1) 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. Any other member may resign his membership on giving notice in writing to the Chairman.

(2) If a member has not attended a meeting of the Committee to which he belongs, or of a sub-committee thereof, for a period of six months, then, unless the Committee are satisfied that his absence was due to illness or other reasonable cause they shall forthwith declare his place on the Committee to be vacant, and he shall cease to be a member thereof.

(3) In the event of a vacancy in the membership of a Committee arising by death, resignation or any cause other than the expiry of the period for which the member was appointed (hereinafter referred to as "a casual vacancy"), the Secretary of the Committee shall forthwith give written notice of the occurrence 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) Subject to the provisions of section 81 of the Local Government Act 1972**(a)**, the provisions of section 80(1) of that Act (which disqualify a person for being elected or being a member of a local authority if he has been adjudged bankrupt or made a composition or arrangement with his creditors or has been sentenced to imprisonment for not less than three months without the option of a fine) shall apply as if the section related to membership of a Committee.

(7) Any officer or servant of a Committee shall be disqualified from being a member thereof and any member becoming such an officer or servant shall forthwith cease to be a member.

Procedure of Committees

10. A Committee shall make standing orders respecting its procedure, including a quorum, and may vary or revoke such standing orders.

Sub-Committees

11.—(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; but the acts of every such sub-committee shall be submitted to the Committee for its approval.

(a) 1972 c. 70.

(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

12.—(1) A Committee shall, not later than the 15th September in each year, 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

13.—(1) The financial year shall end on the 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

14.—(1) Not later than the 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 the 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 purposes of the audit.

(3) A Committee shall submit its audited accounts to the Council not later than the 30th September in each year.

Revocation of Order

15. The Nurses (Area Nurse-Training Committees) Order 1960 is hereby revoked—Provided that such revocation shall not affect any right, privilege, obligation or liability acquired, accrued or incurred or anything duly done or suffered under that Order and anything done under that Order shall in so far as it could have been done under the provisions of this Order had it then been in operation be deemed to have been done under such provisions.

Keith Joseph,

13th February 1974. Secretary of State for Social Services.

Peter Thomas,

14th February 1974. Secretary of State for Wales.

SCHEDULE

(1) Area Nurse-Training Committees	(2) Regions	(3) Title of Committees
The Newcastle Area Nurse-Training Committee	Northern Region	The Northern Regional Nurse-Training Committee
The Leeds Area Nurse-Training Committee	Yorkshire Region	The Yorkshire Regional Nurse-Training Committee
The Sheffield Area Nurse-Training Committee	Trent Region	The Trent Regional Nurse-Training Committee
The East Anglian Area Nurse-Training Committee	East Anglia Region	The East Anglia Regional Nurse-Training Committee
The North West Metropolitan Area Nurse-Training Committee	North West Thames Region	The North West Thames Regional Nurse-Training Committee
The North East Metropolitan Area Nurse-Training Committee	North East Thames Region	The North East Thames Regional Nurse-Training Committee
The South East Metropolitan Area Nurse-Training Committee	South East Thames Region	The South East Thames Regional Nurse-Training Committee
The South West Metropolitan Area Nurse-Training Committee	South West Thames Region	The South West Thames Regional Nurse-Training Committee
The Wessex Area Nurse-Training Committee	Wessex Region	The Wessex Regional Nurse-Training Committee
The Oxford Area Nurse-Training Committee	Oxford Region	The Oxford Regional Nurse-Training Committee
The South Western Area Nurse-Training Committee	South Western Region	The South Western Regional Nurse-Training Committee
The Birmingham Area Nurse-Training Committee	West Midlands Region	The West Midlands Regional Nurse-Training Committee
The Liverpool Area Nurse-Training Committee	Mersey Region	The Mersey Regional Nurse-Training Committee
The Manchester Area Nurse-Training Committee	North Western Region	The North Western Regional Nurse-Training Committee
The Welsh Area Nurse-Training Committee	———	The Welsh Nurse-Training Committee

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order gives effect to those provisions of the National Health Service Reorganisation Act 1973 which provide for Regional Nurse-Training Committees to succeed existing Area Nurse-Training Committees. The procedural and financial provisions applying to Area Nurse-Training Committees are applied to Regional Nurse-Training Committees with one minor amendment.

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