STATUTORY INSTRUMENTS

1969 No. 849 (S.67)

NURSES AND MIDWIVES

The Nurses (Regional Nurse-Training Committees) (Scotland) Amendment Order 1969

Made - - - -	16*th June* 1969
Laid before Parliament	3*rd July* 1969
Coming into Operation	7*th July* 1969

In exercise of the powers conferred on me by section 19(1) of and Schedule 4 to the Nurses (Scotland) Act 1951(**a**) 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:—

1. This order may be cited as the Nurses (Regional Nurse-Training Committees) (Scotland) Amendment Order 1969 and shall come into operation on 7th July 1969.

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

3. Part II of Schedule 2 to the Nurses (Regional Nurse-Training Committees) (Scotland) Order 1963(**c**) as amended (**d**) shall be further amended as follows:—

For paragraph 3 (which prescribes maximum rates of payment for travel by private motor vehicle by a member of a Regional Nurse-Training Committee) there shall be substituted the following:—

"**3.**—(1) The rate for travel by a member's own private motor vehicle shall not, subject as hereinafter mentioned, exceed 4d. a mile, and where this rate would exceed the appropriate rate for the vehicle otherwise payable under sub-paragraph (2) the lower rate of 2¾d. a mile shall be paid.

(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 Committee that he should so travel rather than by public service shall not exceed:—

(*a*) in the case of a motor car or tri-car exceeding 500, but not exceeding 1199, cubic centimetres cylinder capacity, 9d. 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, 7¼d. a mile for the next 5,000 miles in the same year, and thereafter in the same year 5¼d. a mile;

(*b*) in the case of a motor car or tri-car exceeding 1199 cubic centimetres cylinder capacity, 10½d. 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, 9d. a mile for the next 5,000 miles in the same year, and thereafter in the same year 6¾d. a mile;

(**a**) 1951 c. 55. (**b**) 1889 c. 63. (**c**) S.I. 1963/1342 (1963 II, p. 2325).

(**d**) The relevant amending orders are S.I. 1964/1990, 1965/2176, 1967/1615, 1968/1448 (1964 III, p. 5052; 1965 III, p. 6376; 1967 III, p. 4455; 1968 III, p. 4184).

(*c*) in the case of a motor car or tri-car exceeding 150, but not exceeding 500, cubic centimetres cylinder capacity, or of a motor cycle or motor cycle combination exceeding 150 cubic centimetres cylinder capacity, 4½d. a mile for the first 7,000 miles for which in any financial year the member uses a private motor car or tri-car or motor cycle or motor cycle combination for any official journeys, and thereafter in the same year 2¾d. a mile;

(*d*) in the case of a motor vehicle not exceeding 150 cubic centimetres cylinder capacity, 2¾d. 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 this order:

Provided that where the mileage rate does not exceed 4d. an increase of 1d. 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.

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

(*b*) for the purpose of this paragraph:

'cubic centimetres cylinder capacity' shall be calculated in the manner prescribed by regulation 46 of the Road Vehicles (Registration and Licensing) Regulations 1964(**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 a Committee or sub-committee, 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 the Committee, the General Nursing Council for Scotland, the Central Midwives Board for Scotland, or any authority subject to the provisions of the National Health Service (Travelling Allowances etc.) (Scotland) Determination 1968;

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

4. Part III of Schedule 2 to the Nurses (Regional Nurse-Training Committees) (Scotland) Order 1963(**b**) as amended (**c**) shall be further amended as follows:—

For paragraphs 1, 3 and 4 (which prescribe maximum rates of overnight and day subsistence allowances payable to a member of a Regional Nurse-Training Committee) there shall be substituted the following:—

"**1.**—(1) When a member is necessarily absent overnight from his home or from his place of business, on the business of the Committee or sub-committee, there shall be payable to him for each night up to a total of 21 successive nights—

(*a*) when such night is spent within a four-mile radius of the King Charles I statue at Charing Cross, London, an allowance of 104s. and

(**a**) S.I. 1964/1178 (1964 II, p. 2722). (**b**) S. I. 1963/1342 (1963 II, p. 2325).
(**c**) The relevant amending orders are S.I. 1964/1990, 1967/968, 1968/1448 (1964 III, p. 5052; 1967 II, p. 2929; 1968 III, p. 4184).

(*b*) when such night is spent elsewhere than within such radius, an allowance of 95s.

(2) When a member is so absent for more than 21 successive nights there shall be paid to him such allowance as the Secretary of State shall on application determine."

"**3.** A day allowance in respect of duties not involving a night's absence shall be payable at the rate of 8s. when a member is necessarily absent from his home or place of business for more than five hours but for not more than eight hours, and at the rate of 17s. 6d. when his absence exceeds eight hours; and where the member orders lunch or dinner (costing 15s. or more) on a train or boat, or high tea (costing 11s. or more) on any train where it is offered instead of dinner, the said rates shall respectively be 12s. 3d. and 21s. 9d. or, where lunch and dinner (or high tea) are both so ordered during an absence exceeding eight hours, 24s. 6d.

4. Where the member's absence exceeds twelve hours and he had to commence his journey before he could reasonably be expected to have taken breakfast at home, the day allowance rate mentioned in the preceding paragraph may, at the discretion of the Committee, be increased to 25s. 6d. or, where the member orders one meal on a train or a boat, to 29s. 9d., or where two or more meals are so ordered, to 32s. 6d.

For the purposes of this paragraph a meal means breakfast (costing 11s. 6d. or more) or high tea (costing 11s. or more) or lunch or dinner (costing 15s. or more)."

William Ross,
One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
16th June 1969.

EXPLANATORY NOTE

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

This Order increases the rates of allowances payable to members of Regional Nurse-Training Committees and their sub-committees for day and night subsistence and for travel by private motor vehicle.