NURSES, SCOTLAND

The Nurses (Regional Nurse-Training Committees) (Scotland) Order, 1951

1951 No. 1331 (S. 68)

Made - - - -	*23rd July,* 1951
Laid before Parliament	*24th July,* 1951
Coming into Operation	*25th July,* 1951

In exercise of the powers conferred on me by subsection (1) of section 2 of and the Second Schedule to the Nurses (Scotland) Act, 1949(**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) Order, 1951, and shall come into operation on the 25th day of July, 1951.

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

" Committee " means a Regional Nurse-Training Committee ;

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

" hospital area " means an area for which a Regional Hospital Board is for the time being constituted under subsection (1) of section 11 of the National Health Service (Scotland) Act, 1947(**b**).

(2) The Interpretation Act, 1889(**c**) applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Constitution and title of Committees

3. A Committee shall on the first day of November, 1951, be constituted for each of the areas set out in the Schedule to the National Health Service (Scotland) (Determination of Areas of Regional Hospital Boards) Order, 1947(**d**).

4. The Committee for each of the said areas, numbered 1 to 5 in column (1) of the First Schedule to this Order, shall be known by the title set out in column (2) of the said schedule opposite the number in column (1).

Appointment and qualification of Members

5. Each Committee shall consist of thirteen members appointed as follows:—

(*a*) four persons appointed by the Regional Hospital Board for the hospital area ;

(*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 local health authorities in the hospital area ;

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

(a) 12, 13 & 14 Geo. 6. c. 95. (b) 10 & 11 Geo. 6. c. 27.
(c) 52 & 53 Vict. c. 63. (d) S.R. & O. 1947 (No. 1311) I, p. 1359.

(*f*) one person appointed by the Secretary of State after consultation with such universities as he thinks fit.

6.—(1) Of the members appointed to a Committee by a Regional Hospital Board, two shall be registered nurses and one shall be a duly qualified medical practitioner.

(2) Of the members appointed by the Council at least three shall be registered nurses.

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

(4) Of the members appointed by the Secretary of State at least one shall be a registered nurse employed in health services provided under Part III of the National Health Service (Scotland) Act, 1947.

Tenure of office of Members

7.—(1) "Chairman" in relation to a Committee, means the chairman selected by the Committee from among their members in accordance with paragraph 5 of the Second Schedule to the Act of 1949.

(2) Of the original members of a Committee the following shall be appointed for a period ending on the 31st day of December, 1954, that is to say, two of those appointed by the Regional Hospital Board, two of those appointed by the Council, and one of those appointed by the Secretary of State after consultation with the local health authorities.

(3) The remainder of the original members shall be appointed for a period ending on the 31st day of December, 1956.

(4) Subject as aforesaid, the term of office of members of a Committee shall be five years expiring on the 31st day of December in any year.

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

(6) 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.

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

(8) Subject to paragraphs (i) and (ii) of the proviso to subsection (1) of section 52 of the Local Government (Scotland) Act, 1947(**a**), the provisions of paragraphs (*b*) and (*c*) of that subsection (which disqualify for nomination, election and holding office as member of a local authority, a person whose estate has been sequestrated by a competent court in Scotland or who has been adjudged bankrupt elsewhere than in Scotland or is disqualified under any enactment relating to corrupt or illegal practices) shall apply as if the section related to membership of a Committee.

(9) 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.

(**a**) 10 & 11 Geo. 6. c. 43.

Procedure of Committees

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

Sub-Committees

9.—(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.

Travelling Allowances, etc.

10.—(1) A Committee may make to its members or the members of its sub-committees payments in respect of any loss of earnings they would otherwise have made or any additional expenses (including travelling and subsistence expenses) to which they would not otherwise have been subject, being loss or expenses necessarily suffered or incurred by them for the purpose of enabling them to perform duties as members of the Committee or sub-committee, as the case may be, provided that any such payments (otherwise than in respect of travelling expenses or subsistence) shall be in accordance with Part I of the Second Schedule to this Order, any such payments in respect of travelling expenses shall be in accordance with Part II of the said Schedule, and any such payments in respect of subsistence shall be in accordance with Part III of the said Schedule.

(2) The making of any payment under this Order shall be conditional on—

(*a*) Certification by the member—

(i) that, so far as travelling and subsistence expenses are concerned, the expenses were actually and necessarily incurred for the purpose of performing his duty as member ; and

(ii) that any claim for payment in respect of loss of earnings or expenses (other than travelling or subsistence expenses) is in respect of actual loss suffered or expenses incurred for such purposes ;

and on—

(*b*) the observance of such conditions as the Committee may, in its discretion, impose.

(3) Where under this Order and under any other enactment a member would become entitled 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 this Order shall be reduced by any amount received by him under the other enactment, and any claim under this Order shall contain particulars of any amount so received or claimed.

Estimates of Expenditure

11.—(1) A Committee shall, not later than the 30th day of September 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

12.—(1) The financial year shall end on the 31st day of December 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

13.—(1) Not later than the last day of February 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) A Committee shall submit its audited accounts to the Council not later than the 30th day of April in each year.

Dated this 23rd day of July, 1951.

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

St. Andrew's House,
Edinburgh, 1.

FIRST SCHEDULE

(1) Number of area	(2) Title of Committee
1	The Northern Regional Nurse-Training Committee
2	The North-Eastern Regional Nurse-Training Committee
3	The Eastern Regional Nurse-Training Committee
4	The South-Eastern Regional Nurse-Training Committee
5	The Western Regional Nurse-Training Committee

SECOND SCHEDULE

PART I

Maximum rates of Payments in respect of loss of earnings or any additional expenses (other than on account of travelling or subsistence)

The payment shall not exceed such amount as is required to indemnify a member against any loss of earnings which he has necessarily suffered or any additional expenses (except travelling or subsistence expenses), to which he would not otherwise have been subject, and in any case shall not in respect of any one period of twenty-four hours exceed:—

(1) where the period of time over which earnings are lost or additional expenses are incurred is not more than four hours, the sum of ten shillings; or

(2) where the said period of time is more than four hours, the sum of twenty shillings.

PART II

Maximum rates of Payments in respect of travelling expenses

1. The rate for travel by public service shall not exceed the amount of the ordinary, or any available cheap, first-class fare.

Provided that the said rate may be increased by supplementary allowances not exceeding expenditure actually incurred—

(*a*) on pullman car or similar supplements, reservation of seats, and deposit or porterage of luggage; and

(*b*) on sleeping accommodation engaged by the member for an overnight journey, subject to reduction by one-third of any subsistence allowance payable to him for that night.

2. The rate for travel by taxi-cab or cab—

(*a*) in cases of urgency or where no public service is reasonably available, shall not exceed the amount of the actual fare and any reasonable gratuity paid, and

(*b*) in any other case, shall not exceed the amount of the fare for travel by an appropriate public service.

3. The rate for travel by a member's own private motor vehicle where, in the opinion of the Committee, 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, 1½d. 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).

4. The rate for travel by a hired motor vehicle other than a taxi-cab or cab shall not exceed the rate which would have been applicable had the vehicle belonged to the member who hired it; provided that where the Committee approves, the rate may be increased to an amount not exceeding the actual cost of the hiring.

5. The rate for travel by air shall not exceed the rate applicable to travel by appropriate alternative means of transport together with an allowance equivalent to the amount of any saving in compensation for loss of earnings or for additional expenses and subsistence allowance consequent on travel by air;

Provided that, where the Committee resolves, either generally or specially, that the saving in time is so substantial as to justify payment of the fare for travel by air, there may be paid an amount not exceeding

(*a*) the ordinary or any available cheap fare for travel by regular air service, or

(*b*) where no such service is available or in case of urgency, the fare actually paid by the member.

6. In this Part of this Schedule "public service" means any service provided for travel by the public by railway, ship, vessel, omnibus, trolley vehicle or tramway.

PART III

Maximum rates of Payments in respect of subsistence expenses

1. An allowance not exceeding 30s. 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 Committee or sub-committee. The allowance shall be reduced to 25s. 6d. 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 Secretary of State who shall fix a special rate in accordance with the circumstances.

2. A night allowance shall be deemed to cover a single period of absence of 24 hours.

3. A day allowance in respect of duties not involving a night's absence shall be payable at the rate of 3s. 6d. 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 8s. 4d. when his absence exceeds eight hours.

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

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order provides for the constitution as from 1st November, 1951 of a Regional Nurse-Training Committee for each of the five Regional Hospital Board areas in accordance with the provisions of the Second Schedule to the Nurses (Scotland) Act, 1949.

Provision is made for each Committee to have a membership of 13 of which a majority shall be registered nurses.

Provision is also made for the qualification and tenure of office of members, for the procedure of Committees and the auditing of their accounts, and the payment of travelling allowances to their members.

PATENTS FOR INVENTIONS

The Patents Etc. (Egypt) (Convention) Order, 1951

1951 No. 1389

Made - - - - 1*st August*, 1951

At the Court at Buckingham Palace, the 1st day of August, 1951.

Present,

The King's Most Excellent Majesty in Council

Whereas by virtue of the provisions of the Patents Act, 1949(**a**), the Registered Designs Act, 1949(**b**), and the Patents and Designs Act, 1907(**c**), as amended by the Patents and Designs Act, 1932(**d**), the Patents etc. (International Conventions) Act, 1938(**e**), and the Patents and Designs Act, 1949(**f**), (all hereinafter referred to as "the Acts") it is enacted that with a view to the fulfilment of a treaty, convention, arrangement or engagement, His Majesty may by Order in Council declare that any country specified in the Order is a Convention country for the purposes either of all or of some only of the provisions of the Acts:

And Whereas His Majesty was pleased to ratify a Convention done at London on the 2nd June, 1934, in revision of the International Convention for the Protection of Industrial Property signed at Paris on the 20th March, 1883:

And Whereas Egypt has acceded to the said Convention done at London on 2nd June, 1934, and it is expedient that Egypt should be declared to be a Convention country for the purposes of all the provisions of the Acts:

Now, therefore, His Majesty, in the exercise of the powers conferred upon Him as aforesaid and of all other powers enabling Him in that behalf, by and with the advice of His Privy Council, is pleased to declare, and it is hereby declared as follows:—

1. Egypt is a Convention Country for the purposes of all the provisions of the Acts.

(a) 12, 13 & 14 Geo. 6. c 87. (b) 12, 13 & 14 Geo. 6. c. 88. (c) 7 Edw. 7. c. 29.
(d) 22 & 23 Geo. 5. c. 32. (e) 1 & 2 Geo. 6. c. 29. (f) 12, 13 & 14 Geo. 6. c. 62.