STATUTORY INSTRUMENTS

1977 No. 874

NATIONAL HEALTH SERVICE ENGLAND AND WALES

The National Health Service (Association of Community Health Councils) Regulations 1977

Made - - - -	*20th May* 1977
Laid before Parliament	*23rd May* 1977
Coming into Operation	*13th June* 1977

The Secretary of State for Social Services in exercise of the powers conferred upon him by section 9(6) of the National Health Service Reorganisation Act 1973**(a)** and of all other powers enabling him in that behalf hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the National Health Service (Association of Community Health Councils) Regulations 1977 and shall come into operation on 13th June 1977.

Interpretation

2.—(1) In these regulations, unless the context otherwise requires—

"the Association" means the Association of Community Health Councils for England and Wales established under these regulations;

"Council" means a Community Health Council; and

"financial year" means a year ending on 31st March.

(2) The rules for the construction of Acts of Parliament in the Interpretation Act 1889**(b)** shall apply for the purposes of the interpretation of these regulations as they apply for the purposes of the interpretation of an Act of Parliament.

Establishment and name of the Association

3. The Secretary of State may at the request of a meeting of representatives

(a) 1973 c. 32.

(b) 1889 c. 63.

of Councils establish a body to be called the Association of Community Health Councils for England and Wales which shall have the functions of—

(*a*) advising Councils with respect to the performance of their functions;

(*b*) assisting Councils in the performance of their functions; and

(*c*) representing as respects England and Wales the interests in the health service which it is the duty of Councils to represent under section 9(3) of the National Health Service Reorganisation Act 1973.

Membership

4. Any Council for any district in England and Wales shall, on application and subject to the payment of such annual subscription (if any) as the Association may from time to time determine, be a member of the Association.

Proceedings

5.—(1) Subject to these regulations the Association shall adopt a constitution and such standing or other orders relating to the proceedings of the Association as it thinks fit.

(2) The constitution and orders so adopted may be varied or revoked at any subsequent meeting of the Association.

(3) The Association may appoint committees and sub-committees which may consist of persons who are not members or representatives of Councils.

Finance

6. The Secretary of State shall pay to the Association such sums as the Secretary of State thinks necessary to enable the Association to carry out its functions under these regulations and such sums shall be paid at such times and subject to such conditions as the Secretary of State may from time to time determine.

Accounts

7.—(1) The Association shall keep proper accounts and proper records in relation to those accounts in respect of each financial year.

(2) The Association shall prepare in respect of each financial year a statement of accounts in such form as the Secretary of State with the approval of the Treasury may direct.

(3) Each statement of accounts shall be audited by an auditor appointed by the Secretary of State and the Association shall transmit the statement so audited to the Secretary of State before the end of September next following the financial year to which the statement relates.

Audit

8.—(1) An auditor so appointed—

(*a*) shall have a right of access at all times to all such documents relating to the accounts of the Association as appear to him to be necessary for the purpose of auditing those accounts;

(*b*) shall be entitled to require from any officer of the Association and any other person holding or accountable for any such document such information and explanation as he thinks necessary for that purpose; and

(*c*) if he thinks it necessary for providing any such information or explanation, shall be entitled to require any such officer or person to attend before him in person and produce any such documents.

(2) Without prejudice to paragraph (1) above the Association shall provide the auditor with every facility and all information which he may reasonably require for the purposes of the audit.

(3) The documents of the Association shall be made available at all times for inspection by any person appointed for that purpose by the Comptroller and Auditor-General.

Officers of the Authority

9. The Association may employ such number of officers and on such terms and conditions (including terms as to remuneration) as the Secretary of State may approve.

David Ennals,
Secretary of State for Social Services.

20th May 1977.

EXPLANATORY NOTE

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

These regulations provide for the establishment of an Association of Community Health Councils for England and Wales. They also provide for proceedings of the Association and for the audit of its accounts.

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