

Provisional order for forming a United District under section 279 of the Public Health Act 1875.

Contributors

Shrewsbury and Atcham (England). Joint Hospital District.

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P. 2740

(5th May 1921.)

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SHREWSBURY AND ATCHAM JOINT
HOSPITAL DISTRICT.

A.D. 1921.

*Provisional Order for forming a United District
under Section 279 of the Public Health Act 1875.*

*Shrewsbury
and Atcham
Order.*

WHEREAS the authorities named in column 2 of the Schedule to this Order are the local authorities within the meaning of the Public Health Act 1875 for the districts named in column 1 of that Schedule :

38 & 39 Vict.
c. 55.

Now therefore the Minister of Health in pursuance of the powers given to him by Section 279 of the said Act and by any other Statutes in that behalf hereby orders as follows viz. :—

1. In this Order unless the context otherwise requires—
 - “The appointed day” means the date of the Act of Parliament confirming this Order ;
 - “The Schedule” means the Schedule to this Order ;
 - “The Act” means the Public Health Act 1875 ;
 - “The Minister” means the Minister of Health ;
 - “Constituent District” means a district named in column 1 of the Schedule and the expression “Constituent Districts” means both the districts so named ;
 - “Constituent Authority” means an authority named in column 2 of the Schedule and the expression “Constituent Authorities” means both the authorities so named ;
 - “The Joint Board” means the governing body of the United District to be formed in pursuance of this Order.

Definitions.

2. This Order shall come into operation on the appointed day.

Commence-
ment of
Order.

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 Formation of district.
3. The Constituent Districts shall be formed into a United District to be called the Shrewsbury and Atcham Joint Hospital District for the purposes of the provision maintenance and management for the use of the inhabitants of the Constituent Districts of a hospital or hospitals for the reception of cases of infectious diseases other than small-pox.
- Constitution of governing body.
4. The Joint Board shall consist of two ex-officio and twelve elective members and shall be called the Shrewsbury and Atcham Joint Hospital Board.
- Ex-officio and elective members.
5. The ex-officio members shall be the persons described in column 3 of the Schedule and the elective members shall be elected by the Constituent Authorities.
- Number and qualification of elective members.
6. The number of members of the Joint Board to be elected by each Constituent Authority shall be that set opposite to the name of the Constituent Authority in column 4 of the Schedule and the said members shall be chosen by each Constituent Authority from among their own members.
- Disqualifications for members.
7. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board.
- Date of first election.
8. The first election of members of the Joint Board shall take place at a meeting of each Constituent Authority to be held within six weeks from the appointed day or within such further time as the Minister may allow and three days' previous notice in writing of the meeting shall be given or sent to each member of the Constituent Authority by the clerk to that Authority.
- Notification to Minister of members first elected.
9. The clerk to each Constituent Authority shall notify in writing to the Minister within seven days after the first election has taken place the names address and occupation of each of the persons elected by the Constituent Authority as a member of the Joint Board.
- Tenure of office of members.
10. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen :

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of the said Constituent Authority shall subject to the provisions of Article 7 of



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this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

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and Atcham
Order.

11. Any vacancy occurring amongst the elective members of the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of the occurrence of the vacancy or within such further period as the Minister determines and three days' previous notice in writing of the said meeting shall be given or sent to each member of the Constituent Authority by the clerk to that authority and the clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill the said vacancy.

Supply of
vacancies.

12.—(1) The time and place of holding the first meeting of the Joint Board shall be fixed by the Minister and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint and at all meetings of the Joint Board five members shall constitute a quorum.

Meetings.

(2) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3) The requisition shall be in writing and no business other than that specified in the requisition shall be transacted at the extraordinary meeting.

(4) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board direct.

(5) The Joint Board may appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval. Provided that a committee so appointed shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and any such committee shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

Committees.

13. The Joint Board shall at their first meeting or at an adjournment thereof and thereafter as occasion requires appoint a chairman (who shall not continue chairman for a period exceeding one year without re-appointment) a treasurer and a

Appoint-
ment and re-
muneration
of officers.

*Quorum
subject to
approval of
Council*

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clerk and they may appoint one or more medical officers who shall be registered medical practitioners and such other officers and servants as they think requisite The Joint Board may pay their treasurer clerk medical officers and other officers and servants such reasonable remuneration as they deem expedient and every such treasurer clerk medical officer and other officer and servant shall be removable by the Joint Board at their pleasure.

Mode of admission into hospitals.

14.—(1) Persons shall be admitted into a hospital provided by the Joint Board in any of the following modes and not otherwise except with the consent of the Constituent Authorities viz. :—

- (a) By an order of the Joint Board or of a Constituent Authority ;
- (b) By an order of a medical officer of health of a Constituent Authority ;
- (c) By an order of a medical officer appointed by the Joint Board ; or
- (d) By an order of a justice made under the provisions of Section 124 of the Act with the consent required by that section.

(2) If the board of guardians of the Atcham Union and the Joint Board agree for the reception into the hospital of persons in the receipt of relief from that board of guardians any such person may be admitted into the hospital in the manner and on the terms prescribed in the agreement.

Powers rights duties &c. of Joint Board.

15. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under those sections so far as the same are applicable viz. :—

Of the Act :—

Sections 122 123 131 and 132 (as amended by Section 60 of the Public Health Acts Amendment Act 1907) relating to infectious diseases and hospitals.

Sections 173 and 174 (except subsection (3)) relating to contracts.

Sections 175 176 and 177 relating to purchase sale and letting of lands.

Sections 179 to 181 relating to arbitration.

Sections 192 to 197 and Sections 205 and 206 (except so much of Section 206 as requires the publication in a

Office of S.R.

Indigo Officer can attend. AR

*Urban District Council
Ambrose
Hospital
Atcham
Atcham
Atcham*

Atcham

local newspaper of the annual report) relating to officers provision of offices and conduct of business of local authorities.

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accords

Parulhi

Sections 245 247 (as amended by the District Auditors Act 1879) 249 and 250 relating to audit.

Sections 251 253 and 254 and Sections 258 to 262 and 265 to 267 and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 298 as to costs of Provisional Orders.

Sections 306 to 309 including miscellaneous provisions.

Of the Public Health (Officers) Act 1884 :—

Section 2.

Of the Public Health (Members and Officers) Act 1885 :—

Section 2.

§ 130
§ 134
PM 20

16. The Joint Board shall for the purpose of the sections of the Act with regard to the "prevention of epidemic diseases" be a local authority so as to enable the Minister by any regulations under those sections to confer powers and to impose duties on the Joint Board and so far as regards any powers so conferred and any duties so imposed but nothing in this Order contained shall prevent the Minister from imposing any duties by any regulations under the said sections on any Constituent Authority or affect the powers of any Constituent Authority so far as the same may be required to be exercised in pursuance of the said regulations.

Power of Minister to make regulations for prevention of epidemic diseases.

17. Until a hospital provided by the Joint Board is ready for the reception of patients nothing in this Order shall take away abridge or prejudicially affect any power vested in either Constituents Authority with regard to the provision of a hospital or hospitals for the use of the inhabitants of their district.

Saving hospital powers of Constituent Authorities till hospital provided.

18. A copy of Section 132 of the Act and of Section 60 of the Public Health Acts Amendment Act 1907 shall be exhibited in a conspicuous place at the principal entrance of the hospital or hospitals.

Notice of provisions as to recovery of cost of maintenance.

19.—(1) All the expenses incurred by the Joint Board shall be defrayed out of a common fund to which shall be paid the sums received from the Constituent Authorities in respect of patients as hereinafter provided and the sums recovered by the Joint Board from or repaid to the Joint Board by or for patients.

Expenses of Joint Board.

(2) To the common fund so far as the same is not provided by the aforesaid payments each Constituent Authority shall contribute in equal proportions.

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and Atcham
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and payment
of cost of
maintenance
of patients.

20.—(1) The cost of maintenance of patients shall be ascertained in accordance with the rules hereinafter set forth namely :—

- (a) Within twenty-one days after the Thirty-first day of March and the Thirtieth day of September in each year the Joint Board shall ascertain the proportionate part of the total cost of the maintenance of the several patients who have been in the hospital during the previous half-year which will represent the average daily cost in respect of each patient ;
- (b) The cost of maintenance of patients shall include all the expenses incurred in and about the maintenance and care of the patients in the hospital and in and about their medical treatment and in and about their clothing and shall also include during any day in which a patient has been in the hospital the remuneration and rations of temporary nurses but shall not include the cost of the repairs to the hospital or to the fittings and furniture thereof or the salaries remuneration or rations of the officers or servants other than temporary nurses.

(2) The clerk to the Joint Board shall within twenty-eight days after the Thirty-first day of March and the Thirtieth day of September in each year transmit to the clerk to each Constituent Authority an account showing in respect of each patient received during the previous half-year into the hospital from the district of that authority after deducting any sum recovered by the Joint Board from or repaid to the Joint Board by or for that patient—

- (a) the name and address of the patient ;
- (b) the number of days in the half-year during which the patient has remained in the hospital ; and
- (c) the amount calculated according to the rules in subdivision (1) of this Article set forth and claimed as being due from the Constituent Authority.

(3) The amount shown by the said account to be due shall be paid by the Constituent Authority from whose district the patient has been received into the hospital and shall be included in any precept which the Joint Board issue to the Constituent Authority under Section 284 of the Act stating the sums to be contributed by the Constituent Authority towards the common fund of the United District and in case of default shall be recovered in like manner as the sums to be contributed towards the said common fund.

Inspection
of accounts.

21. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription without payment

by any member of a Constituent Authority or by any officer of a Constituent Authority authorised by them for that purpose.

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22. A copy of the abstract of the accounts of the Joint Board and of any report made by the auditor to the Joint Board shall be sent by the Joint Board to each Constituent Authority as soon as can be after the completion of the audit.

Abstract of accounts and auditor's report.

23. If at any time any new district is formed including the whole or any part of a Constituent District or the boundaries of a Constituent District are otherwise altered or a Constituent District is created or included in a municipal borough or any repeal or alteration is made in the law affecting the United District or the Joint Board or a Constituent District or Constituent Authority in matters touching their relation to the United District or the Joint Board then and in every such case the Minister may by order to be published as he directs make such provision as to him seems fit for adapting the provisions of this Order to the alteration so made and to the incidents and consequences thereof and every such order shall have effect as if the terms thereof were inserted in this Order.

Power of Minister to adapt provisions of Order on alterations of Constituent Districts.

24. Subject to the provisions of this Order any difference arising thereunder shall be referred to arbitration in the manner provided by the Act the provisions of which shall apply with the necessary modifications as if the Joint Board or a Constituent Authority (as the case may be) were a party within the meaning of those provisions.

Settlement of differences.

25. This Order may be cited as the Shrewsbury and Atcham Joint Hospital Order 1921.

Short title.

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A.D. 1921.

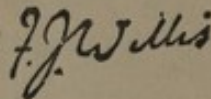
The SCHEDULE above referred to.

*Shrewsbury
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1.	2.	3.		4.
Name of District.	Name of Authority.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Borough of Shrewsbury.	The Mayor Aldermen and Burgesses of the Borough of Shrewsbury acting by the Council.	1	The Mayor or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Deputy-Mayor.	6
The Rural District of Atcham.	The Rural District Council of Atcham.	1	The Chairman of the Rural District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Rural District Council.	6

Given under the Official Seal of the Minister of Health
this Fifth day of May One thousand nine hundred
and twenty-one.

L.S.



Assistant Secretary Ministry of Health.