SCOTTISH STATUTORY INSTRUMENTS

2005 No. 327

NATIONAL HEALTH SERVICE

The National Health Service (Pharmaceutical Services) (Scotland) Amendment Regulations 2005

Made - - - -	*8th June 2005*
Laid before the Scottish Parliament - - - -	*9th June 2005*
Coming into force - -	*1st July 2005*

The Scottish Ministers, in exercise of the powers conferred by sections 27(1) and (2), 105(7) and 108(1) of the National Health Service (Scotland) Act 1978(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the National Health Service (Pharmaceutical Services) (Scotland) Amendment Regulations 2005 and shall come into force on 1st July 2005.

Amendment of the National Health Service (Pharmaceutical Services) (Scotland) Regulations 1995

2. In the definition of "supplementary prescriber" in regulation 2(1) (interpretation and application) of National Health Service (Pharmaceutical Services) (Scotland) Regulations 1995(**2**)–

(a) at the end of sub-paragraph (b) omit "or"; and

(b) at the end of sub-paragraph (c) insert–

"; or

(**1**) 1978 c. 29; section 27(1) was amended by the Health Services Act 1980 (c. 53) ("the 1980 Act"), section 20(2), the National Health Service and Community Care Act 1990 (c. 19) ("the 1990 Act"), Schedule 9, paragraph 19(7)(a), the Medicinal Products: Prescription by Nurses etc. Act 1992 (c. 28), section 3, the National Health Service (Primary Care) Act 1997 (c. 46), Schedule 2, Part 1, paragraph 44 and the Health and Social Care Act 2001 (c. 15), section 44(2); section 27(2) was substituted by the National Health Service (Amendment) Act 1986 (c. 66), section 3(3), amended by the 1990 Act, Schedule 9, paragraph 19(7)(b) and is extended by the Health and Medicines Act 1988 (c. 49), section 17(1); section 105(7), which contains provisions relevant to the making of regulations, was amended by the 1980 Act, Schedule 6, paragraph 5 and Schedule 7 and by the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), Schedule 9, Part 1, paragraph 24 and the Health Act 1999 (c. 8), Schedule 4, paragraph 60; section 108(1) contains definitions of "prescribed" and "regulations" relevant to the exercise of the statutory powers under which these Regulations are made. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) S.I.1995/414; the definition of supplementary prescriber was inserted by S.S.I. 2003/296 and amended by S.I. 2004/1771 and 1860.