SCOTTISH STATUTORY INSTRUMENTS

2005 No. 123

NATIONAL HEALTH SERVICE
ROAD TRAFFIC

The Road Traffic (NHS Charges) Amendment (Scotland) Regulations 2005

Made - - - -	*1st March 2005*
Laid before the Scottish Parliament - - - -	*3rd March 2005*
Coming into force - -	*1st April 2005*

The Scottish Ministers in exercise of the powers conferred by sections 3(2) and (4), and 16(2)(a) and (b) of the Road Traffic (NHS Charges) Act 1999(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Road Traffic (NHS Charges) Amendment (Scotland) Regulations 2005 and shall come into force on 1st April 2005.

(2) These Regulations extend to Scotland only.

Amendment of the Road Traffic (NHS Charges) Regulations 1999

2.—(1) The Road Traffic (NHS Charges) Regulations 1999(**2**) are amended as follows.

(2) In regulation 4C(1) after "1st April 2004" insert "and before 1st April 2005".

(3) After regulation 4C insert–

"**Amount of NHS Charges – incidents on or after 1st April 2005**

4D.—(1) This regulation applies to any compensation payment made in respect of an incident which occurred on or after 1st April 2005.

(2) Where this regulation applies, a certificate shall, for the purpose of section 3(2), specify–

(**1**) 1999 c. 3; section 17 contains definitions of "prescribed" and "regulations" relevant to the exercise of the statutory powers under which these Regulations are made. Section 21(4) provides that for the purpose of the Scotland Act 1998 (c. 46) the Road Traffic (NHS Charges) Act 1999 shall be taken to be a pre-commencement enactment. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998.

(**2**) S.I.1999/785 as amended by S.S.I. 2001/466, 2002/56 and 528 and 2004/76.