SCOTTISH STATUTORY INSTRUMENTS

2005 No. 108

NATIONAL HEALTH SERVICE

The Health Boards (Membership and Procedure) (Scotland) Amendment Regulations 2005

Made - - - -	*2nd 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 2(10), 105(7) and 108(1) of, and by paragraphs 4 and 11 of Schedule 1 to, 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 Health Boards (Membership and Procedure) (Scotland) Amendment Regulations 2005 and shall come into force on 1st April 2005.

Amendment of the Health Boards (Membership and Procedure) (Scotland) Regulations 2001

2.—(1) The Health Boards (Membership and Procedure) (Scotland) Regulations 2001(**2**) are amended as follows.

(2) In regulation 1(2) (interpretation) omit the definition of "NHS trust".

(3) In regulation 4 (remuneration of members) omit ", or Chief Officer of a National Health Service trust".

(4) In regulation 7(1) (appointment and powers of vice-chairperson) omit ", or Chief Officer of a National Health Service trust".

(**1**) 1978 c. 29. Section 105(7) was amended by the Health Services Act 1980 (c. 53) ("the 1980 Act"), Schedule 6, paragraph 5(1) and Schedule 7, the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), Schedule 9, Part I, 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; paragraph 4 of Schedule 1 was amended by the National Health Service and Community Care Act 1990 (c. 19) ("the 1990 Act"), Schedule 5, paragraph 3; paragraph 11 of Schedule 1 was amended by the 1980 Act, Schedule 6, paragraph 7(4)(a) and Schedule 7 and the 1990 Act, Schedule 5, paragraph 7. 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.S.I. 2001/302 to which there are amendments not relevant to these Regulations.