SCOTTISH STATUTORY INSTRUMENTS

2004 No. 271

NATIONAL HEALTH SERVICE

The National Health Service (Tribunal) (Scotland) Amendment (No. 2) Regulations 2004

Made - - - -	*7th June 2004*
Laid before the Scottish Parliament - - - -	*9th June 2004*
Coming into force - -	*1st July 2004*

The Scottish Ministers, in exercise of the powers conferred by sections 17P, 29(4), 105(7) and 108(1) of the National Health Service (Scotland) Act 1978(**1**) and of all other powers enabling them in that behalf, and after consultation with the Council on Tribunals and its Scottish Committee in accordance with sections 8(1) and (3) of the Tribunal and Inquiries Act 1992(**2**), hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the National Health Service (Tribunal) (Scotland) Amendment (No. 2) Regulations 2004 and shall come into force on 1st July 2004.

Amendment of the National Health Service (Tribunal) (Scotland) Regulations 2004

2.—(1) The National Health Service (Tribunal) (Scotland) Regulations 2004(**3**) are amended as follows.

(2) In regulation 6(3A) (submission of representations)(**4**)–

(a) for "6(3)" substitute "7(4)"; and

(b) for "6(5)" substitute "7(6)".

(**1**) 1978 c. 29. Section 17P was inserted by the Primary Medical Services (Scotland) Act 2004 (asp 1), section 5(2) and is extended by the Health and Medicines Act 1988 (c. 49) ("the 1988 Act"), section 17 as amended by S.S.I. 2004/167; section 29(4) was substituted by the Health Act 1999 (c. 8) ("the 1999 Act"), section 58(1); section 105(7) was amended by the Health Services Act 1980 (c. 53), Schedule 6, paragraph 5 and Schedule 7, the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), Schedule 9, paragraph 24 and the 1999 Act, Schedule 4, paragraph 60; section 108(1) defines "prescribed" and "regulations". 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**) 1992 c. 53.

(**3**) S.S.I. 2004/38 as amended by S.S.I. 2004/122.

(**4**) Regulation 6(3A) was inserted by S.S.I. 2004/122.