SCOTTISH STATUTORY INSTRUMENTS

2004 No. 98

NATIONAL HEALTH SERVICE

The National Health Service (General Ophthalmic Services) (Scotland) Amendment (No. 2) Regulations 2004

Made - - - -	*8th March 2004*
Laid before the Scottish Parliament - - - -	*9th March 2004*
Coming into force - -	*6th April 2004*

The Scottish Ministers, in exercise of the powers conferred by sections 26, 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 (General Ophthalmic Services) (Scotland) Amendment (No. 2) Regulations 2004 and shall come into force on 6th April 2004.

Amendment of the National Health Service (General Ophthalmic Services) (Scotland) Regulations 1986

2.—(1) The National Health Service (General Ophthalmic Services) (Scotland) Regulations 1986(**2**) are amended as follows.

(2) In regulation 2(1)(**3**) (interpretation), after the definition of "residential centre" insert ""severe disability element" means the severe disability element of working tax credit as specified in section 11(6)(d) of the Tax Credits Act 2002(**4**);".

(**1**) 1978 c. 29; section 26 was amended by the Health and Social Security Act 1984 (c. 48), section 1(5), Schedule 1, Part II, paragraphs 1 to 4, and Schedule 8, and by the Health and Medicines Act 1988 (c. 49), section 13(4); section 105(7) was amended by the Health Services Act 1980 (c. 53), Schedule 6, paragraph 5, and Schedule 7, and by the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), Schedule 9, paragraph 24 and by 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 Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) S.I.1986/965.

(**3**) Regulation 2 was amended by S.I. 1988/543, 1989/387, 1991/534, 1992/531, 1995/704, 1996/843 and 2353, 1999/725 and S.S.I. 1999/55, 2001/62 and 2003/201 and 432

(**4**) 2002 c. 21.