SCOTTISH STATUTORY INSTRUMENTS

2004 No. 33 (C. 3)

NATIONAL HEALTH SERVICE

The Community Care and Health (Scotland) Act 2002 (Commencement No. 3) Order 2004

Made - - - - 30th January 2004

The Scottish Ministers, in exercise of the powers conferred by section 27(2) of the Community Care and Health (Scotland) Act 2002(**1**) and of all other powers enabling them in that behalf, hereby make the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Community Care and Health (Scotland) Act 2002 (Commencement No. 3) Order 2004.

(2) In this Order–

"the Act" means the Community Care and Health (Scotland) Act 2002; and

"the 1978 Act" means the National Health Service (Scotland) Act 1978(**2**);

Appointed day

2.—(1) The following provisions of the Act shall come into force on 4th March 2004–

(a) section 19 (representations against preferential treatment);

(b) section 25 (minor and consequential amendments) but only insofar as it relates to the provisions of schedule 2 to the Act specified in sub-paragraphs (c) and (d) below;

(c) in schedule 2 (minor and consequential amendments) paragraphs 2(4)(b)(i), 2(5)(b), 2(7), 2(8)(a), 2(10), 2(11)(a) and 4; and

(d) the provisions of schedule 2 specified in column 1 of the Schedule to this Order, but only for the purposes specified in column 2 of that Schedule.

(2) The following provisions of the Act, so far as not already in force, shall come into force on 1st April 2004–

(a) section 25 but only insofar as it relates to the provisions of schedule 2 mentioned in sub-paragraph (b) below;

(**1**) 2002 asp 5.
(**2**) 1978 c. 29.

(b) in schedule 2 paragraphs 2(4) to (6), (8), (9) and (11).

St Andrew's House, Edinburgh
30th January 2004

MALCOLM CHISHOLM
A member of the Scottish Executive