SCOTTISH STATUTORY INSTRUMENTS

2004 No. 31

NATIONAL HEALTH SERVICE

The Health Act 1999 (Savings) (Scotland) Order 2004

Made - - - -	*30th January 2004*
Laid before the Scottish Parliament - - - -	*2nd February 2004*
Coming into force - -	*4th March 2004*

The Scottish Ministers, in exercise of the powers conferred by section 63(1) of the Health Act 1999(**1**) and of all other powers enabling them in that behalf, hereby make the following Order:

Citation, commencement, and extent

1.—(1) This Order may be cited as the Health Act 1999 (Savings) (Scotland) Order 2004 and shall come into force on 4th March 2004.

(2) This Order extends to Scotland only.

Interpretation

2. In this Order–

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

"the Tribunal" means the Tribunal constituted in accordance with section 29 (disqualification of persons providing services) of the 1978 Act.

Saving provision in consequence of the 1999 Act

3. In relation to any representations made to the Tribunal under section 29 (disqualification of persons providing services) of the 1978 Act before 4th March 2004, the provisions of sections 29, 32A (applications for interim suspension) and 32B (continuation of suspension pending appeal) of, and paragraph 8 of Schedule 8 (the Tribunal) to, the 1978 Act shall continue to have effect on and after that date as if the provisions of the Health Act 1999 specified in article 2(2) of the Health Act 1999 (Commencement No. 14) (Scotland) Order 2004(**3**) had not come into force.

(**1**) 1999 c. 8. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 66(1) of the Act and section 53(1) of the Scotland Act 1998 (c. 46).
(**2**) 1978 c. 29.
(**3**) S.S.I. 2004/32.