SCOTTISH STATUTORY INSTRUMENTS

2003 No. 572

SOCIAL CARE

The Regulation of Care (Requirements as to Care Services) (Scotland) Amendment (No. 2) Regulations 2003

Made - - - -	*26th November 2003*
Laid before the Scottish Parliament - - - -	*27th November 2003*
Coming into force - -	*22nd December 2003*

The Scottish Ministers, in exercise of the powers conferred by section 29(1), (2)(b) and (e) and (7)(c) of the Regulation of Care (Scotland) Act 2001(**1**) and of all other powers enabling them in that behalf, and having consulted such persons and groups of persons as they consider appropriate in accordance with section 29(12) of that Act, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Regulation of Care (Requirements as to Care Services) (Scotland) Amendment (No. 2) Regulations 2003 and shall come into force on 22nd December 2003.

Amendment of the principal Regulations

2.—(1) The Regulation of Care (Requirements as to Care Services) (Scotland) Regulations 2002(**2**) shall be amended as follows.

(2) After paragraph (4) of regulation 1 (interpretation)(**3**), insert–

"(5) In the case of a care service which is a nurse agency any reference in–

(a) regulation 9; and

(b) regulation 19(2) in relation to paragraphs (a), (b), (c) and (d),

to a person employed shall include a reference to a person who is introduced to a service user by the provider and associated expressions referring to employment shall be construed accordingly; and in regulation 19(2)(c) the reference to "positions held" shall include introductions effected.".

(**1**) 2001 asp 8; see section 77(1) for the definition of "regulations".
(**2**) S.S.I. 2002/114, amended by S.S.I. 2003/149.
(**3**) Regulation 1(4) was inserted by S.S.I. 2003/149, regulation 2(2).