SCOTTISH STATUTORY INSTRUMENTS

2003 No. 153

NATIONAL HEALTH SERVICE

The NHS Health Scotland (Transfer of Officers) Regulations 2003

Made - - - -	*6th March 2003*
Laid before the Scottish Parliament - - - -	*10th March 2003*
Coming into Force - -	*1st April 2003*

The Scottish Ministers, in exercise of the powers conferred by sections 105(7) and 108(1) of, and paragraph 7B of Schedule 5 to, the National Health Service (Scotland) Act 1978(**1**) as read with article 5 of, and Part I of the Schedule to the Health Education Board for Scotland Order 1990(**2**), and of all other powers enabling them in that behalf, and after consultation, in accordance with paragraph 8B of Schedule 5 of the said Act of 1978(**3**), with such bodies and organisations as appear to them to be concerned, hereby make the following Regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the NHS Health Scotland (Transfer of Officers) Regulations 2003 and shall come into force on 1st April 2003.

(2) In these Regulations–

"the Board" means NHS Health Scotland(**4**);

"contracts of employment" means those contracts of employment mentioned in regulation 2(2) below;

(**1**) 1978 c. 29; section 105(7) was amended by the Health Services Act 1980 (c. 53), Schedule 6, paragraph 5(1) and Schedule 7, the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), Schedule 9, paragraph 24, and the Health Act 1999 (c. 8), Schedule 4, paragraph 60; section 108(1) contains a definition of "regulations" relevant to the exercise of the statutory powers under which these Regulations are made; paragraph 7B of Schedule 5 was inserted by the National Health Service and Community Care Act 1990 (c. 19) ("the 1990 Act") Schedule 5, paragraph 11. 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**) S.I.1990/2639, amended by the Health Education Board for Scotland Amendment Order 2003 (S.S.I. 2003/) ("the 2003 Order").

(**3**) Paragraph 8B of Schedule 5 was inserted by the 1990 Act, Schedule 5, paragraph 12.

(**4**) Established by article 3 of the Health Education Board for Scotland Order 1990; article 3 was amended by article 4 of the 2003 Order.