SCOTTISH STATUTORY INSTRUMENTS

2002 No. 438

NATIONAL HEALTH SERVICE

The National Health Service (General Medical Services) (Scotland) Amendment Regulations 2002

Made - - - -	*24th September 2002*
Laid before the Scottish Parliament - - - -	*26th September 2002*
Coming into force - -	*31st October 2002*

The Scottish Ministers, in exercise of the powers conferred by sections 19, 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 Medical Services) (Scotland) Amendment Regulations 2002 and shall come into force on 31st October 2002.

Amendment of Schedule 10 to the principal Regulations

2. In Schedule 10 to the National Health Service (General Medical Services) (Scotland) Regulations 1995(**2**) (drugs and other substances not to be supplied by general practitioners or prescribed for supply under pharmaceutical services)–

(a) the following entries shall be deleted:–

Cow & Gate Nutriprem 2(**3**)

Farley's Premcare; and

(**1**) 1978 c. 29; section 19 was amended by the Health Services Act 1980 (c. 53) ("the 1980 Act"), section 7, by the Health and Social Services and Social Security Adjudications Act 1983 (c. 41) ("the 1983 Act"), Schedule 7, paragraph 2, by the Medical Act 1983 (c. 54), Schedule 5, paragraph 17(a), by the National Health Service and Community Care Act 1990 (c. 19), section 37, by the Medical (Professional Performance) Act 1995 (c. 51), Schedule, paragraph 29(a), and by the National Health Service (Primary Care) Act 1997 (c. 46), Schedule 2, Part I, paragraph 39 and Schedule 3, Part I, and is to be read with the Health and Medicines Act 1988 (c. 49), section 17; section 105(7) which contains provisions relevant to the making of Regulations, was amended by the 1980 Act, Schedule 6, paragraph 5 and Schedule 7, by the 1983 Act, Schedule 9, Part I, paragraph 24 and by 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. 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.1995/416; relevant amending instruments are S.I. 1995/3199 and 1997/1473 and S.S.I. 2000/190 and 2001/119.

(**3**) Cow & Gate Nutriprem 2 was inserted by S.I. 1997/1473.