SCOTTISH STATUTORY INSTRUMENTS

2002 No. 18

SOCIAL CARE

The Scottish Commission for the Regulation of Care (Consultation on Transfer of Staff) Order 2002

Made - - - -	*23rd January 2002*
Laid before the Scottish Parliament - - - -	*25th January 2002*
Coming into force - -	*15th February 2002*

The Scottish Ministers, in exercise of the powers conferred by section 30(3) of the Regulation of Care (Scotland) Act 2001(**1**) and of all other powers enabling them in that behalf, hereby make the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Scottish Commission for the Regulation of Care (Consultation on Transfer of Staff) Order 2002 and comes into force on 15th February 2002.

(2) In this Order–

"the Act" means the Regulation of Care (Scotland) Act 2001;

"relevant employee" means any employee of a local authority or Health Board who is to be transferred under a scheme;

"scheme" means a scheme made under section 30(1) of the Act.

Consultation on Transfer of Staff

2. The requirements prescribed for the purposes of section 30(3) of the Act (requirements about consultation to be complied with before a scheme is made) are that the Scottish Ministers shall, before making a scheme, consult–

(a) every local authority;

(b) every association of local authorities appearing to the Scottish Ministers to be appropriate;

(c) every Health Board;

(d) the Commission;

(**1**) 2001 asp 8. See section 77 for the definition of "prescribed".