



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 2 **S**

NOTIFIABLE DISEASES, NOTIFIABLE ORGANISMS AND HEALTH RISK STATES

Notifiable diseases and organisms

12 **Lists of notifiable diseases and notifiable organisms** **S**

- (1) In this Part—
 - “notifiable disease” means a disease listed in Part 1 of schedule 1; and
 - “notifiable organism” means an organism listed in Part 2 of schedule 1.
- (2) The Scottish Ministers may by regulations amend a list in schedule 1 by—
 - (a) adding an item to the list;
 - (b) removing an item from the list;
 - (c) varying the description of an item in the list.
- (3) Regulations under subsection (2) may add a disease or organism to a list only if the Scottish Ministers are satisfied that the disease or organism is likely to give rise to a significant risk to public health.
- (4) The Scottish Ministers must, when considering whether a disease or organism is likely to give rise to such a risk, have regard—
 - (a) in the case of a disease, to—
 - (i) the seriousness of the disease; and
 - (ii) the ease of transmissibility through casual contact of the disease;
 - (b) in the case of an organism, to the seriousness and ease of transmissibility through casual contact of the disease which the organism would cause.

Commencement Information

II S. 12 in force at 1.1.2010 by S.S.I. 2009/404, art. 2(3), Sch. 3

Changes to legislation:

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 12.