



# Public Bodies (Joint Working) (Scotland) Act 2014

## 2014 asp 9

### PART 1

#### FUNCTIONS OF LOCAL AUTHORITIES AND HEALTH BOARDS

##### *Implementation of integration scheme*

#### **12 Integration joint boards: further provision**

- (1) The Scottish Ministers may by order make provision—
- (a) about the membership of integration joint boards,
  - (b) about the proceedings of integration joint boards,
  - (c) giving integration joint boards general powers (such as powers to contract, acquire or dispose of property or rights or borrow money or incur other liabilities) in connection with the carrying out of functions conferred on them by or by virtue of this Act,
  - (d) about the supply of services or facilities to integration joint boards by a constituent authority,
  - (e) enabling integration joint boards to establish committees for any purpose,
  - (f) about such other matters relating to any such committee as the Scottish Ministers think fit,
  - (g) enabling an integration joint board to delegate to its chief officer, any other member of its staff or any such committee functions delegated to the integration joint board in pursuance of an integration scheme,
  - (h) about any other matter relating to the establishment or operation of integration joint boards that the Scottish Ministers think fit.
- (2) Without prejudice to section 69(1)(a), an order under subsection (1) (other than an order containing provision of the type mentioned in paragraph (a) or (b) of that subsection) may—
- (a) make provision in relation to only one integration joint board, or some integration joint boards,

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*Status: This is the original version (as it was originally enacted).*

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- (b) make different provision in relation to different integration joint boards.
- (3) Before making an order under this section, the Scottish Ministers must consult—
- (a) if the order relates to integration joint boards generally, each—
    - (i) local authority,
    - (ii) Health Board, and
    - (iii) integration joint board then established,
  - (b) if the order relates to one integration joint board, or some integration joint boards—
    - (i) the constituent authorities in relation to that or those boards, and
    - (ii) that or those boards, to the extent then established.
- (4) The Scottish Ministers may by scheme make provision about the transfer to an integration joint board of staff, property, rights, liabilities or obligations of their constituent authorities.
- (5) Before making a scheme under subsection (4), the Scottish Ministers must consult—
- (a) the integration joint board to which the scheme relates, and
  - (b) the constituent authorities in relation to that board.
- (6) Before making a scheme under subsection (4) in relation to staff, the Scottish Ministers must consult in respect of each group mentioned in subsection (7), such persons appearing to be representative of the group as the Scottish Ministers think fit.
- (7) The groups mentioned in subsection (6) are—
- (a) health professionals,
  - (b) social care professionals,
  - (c) such other groups of persons appearing to the Scottish Ministers to have an interest as may be prescribed.