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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 369**

**SOCIAL CARE  
PUBLIC HEALTH**

**The Public Services Reform (Scotland) Act 2010  
(Consequential Modifications) (No. 2) Order 2011**

*Made - - - - 25th October 2011*

*Coming into force in accordance with article 1*

The Scottish Ministers make the following Order in exercise of the powers conferred on them by section 132 of the Public Services Reform (Scotland) Act 2010(1) and all other powers enabling them to do so.

In accordance with section 133(2)(2) of that Act a draft of this Order has been laid before and approved by resolution of the Scottish Parliament.

**Citation and Commencement**

1. This Order may be cited as the Public Services Reform (Scotland) Act 2010 (Consequential Modifications) (No. 2) Order 2011 and comes into force on the day after the day on which it was made.

**Modifications to the Fire (Scotland) Act 2005**

2. Section 78(5) of the Fire (Scotland) Act 2005(3) (meaning of “relevant premises”) is amended as follows:—

- (a) in paragraph (c) for “subsection (4)” where it first appears, to the end, substitute “paragraph 3 of schedule 12 to the Public Services Reform (Scotland) Act 2010 except where the service is provided as mentioned in sub-paragraph (1)(c)(ii) of that paragraph;”;
- (b) in paragraph (d) for “subsection (5) of that section” substitute “section 10F(1) (a) - (d) of the National Health Service (Scotland) Act 1978(4)”;

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(1) 2010 asp 8.

(2) Section 133 has been modified by the Interpretation and Legislative Reform (Scotland) Act 2010 (asp 10), schedule 4, paragraph 3.

(3) 2005 asp 5. Section 78(5) was amended by the Protection of Vulnerable Groups (Scotland) Act 2007 (asp 14), section 83, by the Housing (Scotland) Act 2006 (asp 1), schedule 6, paragraph 23 and schedule 7 and by S.S.I. 2011/211.

(4) 1978 c.29. Section 10(F) was inserted by the Public Services Reform (Scotland) Act 2010 (asp 8), section 108.

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- (c) in paragraph (e) for “subsection (9) of that section” substitute “paragraph 6 of schedule 12 to the Public Services Reform (Scotland) Act 2010”.

St Andrew’s House,  
Edinburgh  
25th October 2011

*NICOLA STURGEON*  
A member of the Scottish Executive

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order makes consequential modifications to the Fire (Scotland) Act 2005 in connection with the commencement of Parts 5 and 6 of the Public Services Reform (Scotland) Act 2010.