

## **EXECUTIVE NOTE**

### **THE NATIONAL HEALTH SERVICE (RECOGNITION OF HEALTH SERVICE BODIES) (SCOTLAND) ORDER 2008 (S.S.I. 2008/315)**

The above instrument was made by Scottish Ministers in exercise of powers conferred by sections 88(1)(e), 88(2)(d) and 105(7) of the National Health Service (Scotland) Act 1978 and all other powers enabling them to do so. The instrument is subject to negative resolution procedures.

#### **Policy Objective**

The purpose of the instrument is to specify the Dentists Vocational Training Appeal Body for the purposes of section 88 of the National Health Service (Scotland) Act 1978 and to provide a mechanism for the payment of allowances and remuneration to Appeal Body members.

The Dentists Vocational Training Appeal Body (“the Appeal Body”) is constituted by regulation 4 of the National Health Service (Vocational Training for General Dental Practice) (Scotland) Regulation 2004.

Article 2(2) of the Order specifies the Appeal Body for the purposes of section 88(1)(e) the Act, which empowers the Scottish Ministers to pay travelling and other allowances to any body specified in an Order made by the Scottish Ministers as being a body recognised by them to have been formed for the purpose of performing a function connected with the provision of services under the Act.

Article 2(3) of the Order specifies the Appeal Body for the purposes of section 88(2)(d) of the Act, which empowers the Scottish Ministers to pay remuneration to any body constituted under or by virtue of Part II of the Act specified in an order made by the Scottish Ministers. The Appeal Body is constituted by regulations made by virtue of Part II of the Act (section 25(2)).

#### **Consultation**

No consultation took place given that the financial impact is minimal and the proposal is unlikely to be contentious.

#### **Financial Effects**

The SG Health Workforce Directorate will be required to provide the necessary budget for the payment of allowances and remuneration to members of the Dentists Vocational Training Appeal Body. It is envisaged that this will be less than £2,500 per annum. As this instrument does not impact on Scottish business no Regulatory Impact Assessment has been carried out.

**Scottish Government**  
**September 2008**