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SCOTTISH STATUTORY INSTRUMENTS

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**2009 No. 352**

**NATIONAL HEALTH SERVICE  
REPRESENTATION OF THE PEOPLE**

**The Health Board Elections (Scotland) Regulations 2009**

*Made* - - - - *9th October 2009*

*Coming into force* - - *12th October 2009*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 2(10A) and 105(7) of, and by paragraph 12(1), (2) and (3) of Schedule 1A to the National Health Service (Scotland) Act 1978(1) and all other powers enabling them to do so.

In accordance with section 105(2A) of that Act, a draft of these Regulations has been laid before and approved by resolution of the Scottish Parliament:

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(1) 1978 c.29. Section 2(10A) was inserted by section 2(1) of the [Health Boards \(Membership and Elections\) Scotland Act 2009 \(asp 5\)](#) (“the 2009 Act”). Section 105(7) was amended by the Health Services Act 1980 (c.53), Schedule 6, paragraph 5(1) and Schedule 7, the Health and Social Services and Social Security Adjudications Act 1983 (c.41), Schedule 9, Part I, paragraph 24 and the Health Act 1999 (c.8), Schedule 4, paragraph 60. Schedule 1A was inserted by section 2(3) of the 2009 Act. Section 108(1) contains the relevant definition of “regulations”. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).