

POLICY NOTE

THE PUBLIC BODIES (JOINT WORKING) (HEALTH PROFESSIONALS AND SOCIAL CARE PROFESSIONALS) (SCOTLAND) REGULATIONS 2014

SSI 2014/307

1. The above instrument was made in exercise of the powers conferred by section 68(1) of the Public Bodies (Joint Working) (Scotland) Act 2014. The instrument is subject to negative resolution procedure.

Policy Objectives

2. The Public Bodies (Joint Working) (Scotland) Act 2014 (“the Act”) provides for Scottish Ministers to make provision about the descriptions of “health professionals” and “social care professionals” for the purposes of the definition of these terms under section 68 of the Act .
3. This instrument sets out groups of persons engaged in the provision of health and social care who are within the definitions of “health professionals” and “social care professionals” as these terms are used in the Act .
4. In relation to “Health Professionals”, the effect of the Regulations is that this term will include persons registered with the following bodies,
 - General Medical Council
 - General Dental Council
 - General Optical Council
 - The Registrar of Osteopaths
 - The Registrar of Chiropractors
 - The Registrar of the General Pharmaceutical Council
 - The Nursing and Midwifery Council, and
 - The Health and Care Professions Council
5. The Regulations therefore defines and reflects the broad range of “health professionals” engaged in the provision of health services who will be involved in the delivery of integrated services.
6. In relation to “Social Care Professionals” the effect of the Regulations is that this term will include persons registered with the Scottish Social Services Council. The Regulation also includes other persons working as social services workers or persons engaged in the provision of care or support to users of social care services which are provided in pursuit of integration functions but are not registered with the Scottish Social Services Council. This broad provision ensures staff within the local authority, third and independent sectors who are not currently registered with the Scottish Social Services Council will be treated in the same way as registered

social workers and social services workers. It is important to achieve this parity as there are a significant number of social care staff who are not currently required to register with the Scottish Social Services Council but who will play a significant role in the delivery of integrated services.

Consultation

7. A public consultation took place, running from 27 May to 18 August 2014 and 172 responses were submitted in total. Where we received permission to do so, the responses to the consultation have been published on the Scottish Government website. It includes responses from Health Boards, local authorities, representative bodies, third sector and carers organisations.

Impact Assessments

8. An equality impact assessment has already been completed on the Public Bodies (Joint Working) (Scotland) Bill and a summary published. To view the Equality Impact Assessment click [here](#). No additional issues arise as a result of this instrument.

Financial Effects

9. A Business and Regulatory Impact Assessment was completed on the Public Bodies (Joint Working) (Scotland) Bill and a summary was published. To view the Business and Regulatory Impact Assessment click [here](#). No additional issues arise as a result of this instrument.

Scottish Government
Directorate for Health and Social Care Integration
Integration and Reshaping Care Division