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SCOTTISH STATUTORY INSTRUMENTS

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**2014 No. 42**

**PUBLIC HEALTH**

**The HIV Testing Kits and Services  
Revocation (Scotland) Regulations 2014**

*Made* - - - - *19th February 2014*  
*Laid before the Scottish*  
*Parliament* - - - - *21st February 2014*  
*Coming into force* - - *6th April 2014*

The Scottish Ministers make the following Regulations in exercise of the powers conferred on them by section 23(1) of the Health and Medicines Act 1988(1) and all other powers enabling them to do so.

**Citation, commencement and extent**

1.—(1) These Regulations may be cited as the HIV Testing Kits and Services Revocation (Scotland) Regulations 2014 and come into force on 6th April 2014.

(2) These Regulations extend to Scotland only.

**Revocation**

2. The HIV Testing Kits and Services Regulations 1992(2) are revoked.

St Andrew's House,  
Edinburgh  
19th February 2014

*MICHAEL MATHESON*  
Authorised to sign by the Scottish Ministers

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(1) 1988 c.49. The functions of the Secretary of State, in so far as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).  
(2) S.I. 1992/460.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

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

These Regulations revoke the HIV Testing Kits and Services Regulations 1992 (“the 1992 Regulations”) in relation to Scotland only. The 1992 Regulations provide that it is an offence subject to various exceptions:

- to sell or supply an HIV testing kit or component to a member of the public;
- to sell or supply an HIV testing kit without an accompanying warning notice; and
- to provide HIV testing services which are not directed by a registered medical practitioner.

In addition, the 1992 Regulations place restrictions on advertisements for such kits, components and services.