

---

DRAFT STATUTORY INSTRUMENTS

---

**2011 No.**

**CONSTITUTIONAL LAW  
DEVOLUTION, SCOTLAND  
PUBLIC SERVICES REFORM**

The Public Services Reform (Scotland) Act 2010  
(Consequential Modifications of Enactments) Order 2011

Made - - - - 2011

Coming into force in accordance with article 1(2)

**THE PUBLIC SERVICES REFORM  
(SCOTLAND) ACT 2010 (CONSEQUENTIAL  
MODIFICATIONS OF ENACTMENTS) ORDER 2011**

1. Citation, commencement and extent
2. Consequential modifications of enactments  
Signature

---

SCHEDULE 1 — Establishment of Creative Scotland and dissolution of the Scottish Arts Council and the Deer Commission for Scotland: modification of enactments

PART 1 — Primary Legislation

*House of Commons Disqualification Act 1975*

1. In Part 3 of Schedule 1 to the House of...  
PART 2 — Secondary Legislation

*Public Contracts Regulations 2006*

2. In Schedule 1 to the Public Contracts Regulations 2006 (GPA Annex 1...)

SCHEDULE 2 — Establishment of Social Care and Social Work Improvement Scotland and Healthcare Improvement Scotland and dissolution of

the Scottish Commission for the Regulation of Care: modification of enactments

PART 1 — Primary legislation

*Medicines Act 1968*

1. In section 10(9) of the Medicines Act 1968 (exemptions for...

*House of Commons Disqualification Act 1975*

2. In Schedule 1 to the House of Commons Disqualification Act...

*Anatomy Act 1984*

3. In section 4(9)(b) of the Anatomy Act 1984 (lawful examination...

*Adoption and Children Act 2002*

4. In the Adoption and Children Act 2002—

*Nationality, Immigration and Asylum Act 2002*

5. In section 133(4)(c) of the Nationality, Immigration and Asylum Act...

*Income Tax (Earnings and Pensions) Act 2003*

6. In the Income Tax (Earnings and Pensions) Act 2003—

*Finance Act 2003*

7. In section 61 of the Finance Act 2003 (compliance with...

*Age-Related Payments Act 2004*

8. In section 8(1) of the Age-Related Payments Act 2004 (interpretation),...

*Income Tax (Trading and Other Income) Act 2005*

9. In section 726 of the Income Tax (Trading and Other...

*Health and Social Care Act 2008*

10. In section 145(4) of the Health and Social Care Act...

PART2 — Secondary Legislation

*Misuse of Drugs (Safe Custody) Regulations 1973*

11. In regulation 2(1) of the Misuse of Drugs (Safe Custody)...

*Medicines (Sale or Supply) (Miscellaneous Provisions) Regulations 1980*

12. In regulation 1(2) of the Medicines (Sale or Supply) (Miscellaneous...

*Medicines (Pharmacy and General Sale- Exemption) Order 1980*

13. In article 1(2) of the Medicines (Pharmacy and General Sale-...

*Income Support (General) Regulations 1987*

14. In regulation 2(1) of the Income Support (General) Regulations 1987...

*Social Fund Cold Weather Payments (General) Regulations 1988*

15. In regulation 1A of the Social Fund Cold Weather Payments...

*National Health Service Trusts (Membership and Procedure) Regulations 1990*

16. In regulation 1(2) of the National Health Service Trusts (Membership...

*Council Tax (Exempt Dwellings) Order 1992*

17. In the Council Tax (Exempt Dwellings) Order 1992—

*Child Support (Maintenance Assessments and Special Cases) Regulations 1992*

18. In regulation 1(2) of the Child Support (Maintenance Assessments and...

*Child Support (Maintenance Arrangements and Jurisdiction) Regulations 1992*

19. In regulation 7A of the Child Support (Maintenance Arrangements and...

*Jobseeker's Allowance Regulations 1996*

20. In regulation 1(3) of the Jobseeker's Allowance Regulations 1996  
(interpretation)...

*Health Authorities (Membership and Procedure) Regulations 1996*

21. In regulation 1(2) of the Health Authorities (Membership and Procedure)...

*Employment Protection (Continuity of Employment of National  
Health Service Employees) (Modification) Order 1996*

22. In article 1(2)(b) of the Employment Protection (Continuity of  
Employment...

*Social Security Benefit (Computation of Earnings) Regulations 1996*

23. In Schedule 2 to the Social Security Benefit (Computation of...

*Prescription Only Medicines (Human Use) Order 1997*

24. In article 1(2) of the Prescription Only Medicines (Human Use)...

*National Institute for Clinical Excellence Regulations 1999*

25. In regulation 1(2) of the National Institute for Clinical Excellence...

*Public Interest Disclosure (Prescribed Persons) Order 1999*

26. In the Schedule to the Public Interest Disclosure (Prescribed Persons)...

*Redundancy Payments (Continuity of Employment in  
Local Government, etc.) (Modification) Order 1999*

27. In section 8 of Schedule 1 to the Redundancy Payments...

*Primary Care Trusts (Membership, Procedure and  
Administration Arrangements) Regulations 2000*

28. In regulation 1(2) of the Primary Care Trusts (Membership, Procedure...

*Social Fund Winter Fuel Payment Regulations 2000*

29. In regulation 1(2) of the Social Fund Winter Fuel Payment...

*Child Support (Maintenance Calculations and Special Cases) Regulations 2000*

30. In regulation 1(2) of the Child Support (Maintenance Calculations and...

*Representation of the People (Scotland) Regulations 2001*

31. In regulation 53(2)(k) of the Representation of the People (Scotland)...

*Financial Services and Markets Act 2000 (Regulated Activities) Order 2001*

32. In article 63B(6)(b) of the Financial Services and Markets Act...

*Misuse of Drugs Regulations 2001*

33. In regulation 2(1) of the Misuse of Drugs Regulations 2001...

*Disqualification from Caring for Children (England) Regulations 2002*

34. In the Disqualification from Caring for Children (England) Regulations 2002—...

*State Pension Credit Regulations 2002*

35. In regulation 1(2) of the State Pension Credit Regulations 2002...

*Working Tax Credit (Entitlement and Maximum Rate) Regulations 2002*

36. In regulation 14(2)(b) of the Working Tax Credit (Entitlement and...

*Patients' Forums (Membership and Procedure) Regulations 2003*

37. In regulation 1(3) of the Patients' Forums (Membership and Procedure)...

*European Parliamentary Elections Regulations 2004*

38. In paragraph 23 of Schedule 2 to the European Parliamentary...

*Communications (Television Licensing) Regulations 2004*

39. In paragraph 7(1) of Schedule 4 to the Communications (Television...

*Medicines for Human Use (Clinical Trials) Regulations 2004*

40. In regulation 2(1) of the Medicines for Human Use (Clinical...

*Employment Tribunals (Constitution and Rules of Procedure) Regulations 2004*

41. In the Annex to Schedule 1 to the Employment Tribunals...

*Disqualification from Caring for Children (Wales) Regulations 2004*

42. In the Schedule to the Disqualification from Caring for Children...

*Rheoliadau Datgymhwysu rhag Gofalu am Blant (Cymru) 2004*

43. Yn Atodlen 1 i Reoliadau Datgymhwysu rhag Gofalu am Blant...

*Blood Safety and Quality Regulations 2005*

44. In regulation 1(3) of the Blood Safety and Quality Regulations...

*Health and Social Care Information Centre Regulations 2005*

45. In regulation 1(3) of the Health and Social Care Information...

*Medicines for Human Use (Prescribing) Order 2005*

46. In article 2(3) of the Medicines for Human Use (Prescribing)...

*NHS Institute for Innovation and Improvement Regulations 2005*

47. In regulation 1(3) of the NHS Institute for Innovation and...

*NHS Business Services Authority (Awdurdod Gwasanaethau Busnes y GIG) Regulations 2005*

48. In regulation 1(2) of the NHS Business Services Authority (Awdurdod...

*NHS Blood and Transplant (Gwaed a Thrawsblaniadau'r GIG) Regulations 2005*

49. In regulation 1(2) of the NHS Blood and Transplant (Gwaed...

*Electronic Commerce Directive (Adoption and Children Act 2002) Regulations 2005*

50. In regulation 2(2)(d)(vi) of the Electronic Commerce Directive (Adoption and...

*Housing Benefit Regulations 2006*

51. In the Housing Benefit Regulations 2006— (a) in regulation 2(1)...

*Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006*

52. In the Housing Benefit (Persons who have attained the qualifying...

*Council Tax Benefit Regulations 2006*

53. In the Council Tax Benefit Regulations 2006—

*Council Tax Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006*

54. In the Council Tax Benefit (Persons who have attained the...

*Appointments Commission Regulations 2006*

55. In regulation 1(2) of the Appointments Commission Regulations 2006 (interpretation)...

*Controlled Drugs (Supervision of Management and Use) Regulations 2006*

56. In the Controlled Drugs (Supervision of Management and Use) Regulations...

*Childcare (Supply and Disclosure of Information) (England) Regulations 2007*

57. For regulation 9(2)(d) of the Childcare (Supply and Disclosure of...

*Employment and Support Allowance Regulations 2008*

58. In regulation 2(1) of the Employment and Support Allowance Regulations...

*Childcare (Early Years and General Childcare Registers) (Common Provisions) Regulations 2008*

59. For regulation 5(2)(h)(ii) of the Childcare (Early Years and General...

*Care Quality Commission (Membership) Regulations 2008*

60. In regulation 1(2) of the Care Quality Commission (Membership) Regulations...

*National Information Governance Board Regulations 2008*

61. In regulation 1(3) of the National Information Governance Board Regulations...

*Public Health Wales National Health Service Trust  
(Membership and Procedure) Regulations 2009*

62. In regulation 1(2) of the Public Health Wales National Health...

*Rheoliadau Ymddiriedolaeth Gwasanaeth Iechyd Gwladol  
Iechyd Cyhoeddus Cymru (Aelodaeth a Gweithdrefn) 2009*

63. Yn rheoliad 1(2) o Reoliadau Ymddiriedolaeth Gwasanaeth Iechyd Gwladol Iechyd...

*Childcare (Disqualification) Regulations 2009*

64. In the Childcare (Disqualification) Regulations 2009— (a) in Schedule 1...

*Child Minding and Day Care (Disqualification) (Wales) Regulations 2010*

65. In the Child Minding and Day Care (Disqualification) (Wales) Regulations...

*Rheoliadau Gwarchod Plant a Gofal Dydd (Anghymhwysu) (Cymru) 2010*

66. Yn Rheoliadau Gwarchod Plant a Gofal Dydd (Anghymhwysu) (Cymru) 2010—...

*Medical Profession (Responsible Officers) Regulations 2010*

67. In paragraph 18 of the Schedule to the Medical Profession...

SCHEDULE 3 — Abolition of the position of the Convenor of the Water Customer Consultation Panels and dissolution of the Water Customer Consultation Panels: modification of enactments

PART 1 — Primary legislation

*House of Commons Disqualification Act 1975*

1. In Part 2 of Schedule 1 to the House of...

*The Employment Rights Act 1996*

2. In section 50(2)(h) of the Employment Rights Act 1996 (right...  
PART 2 — Secondary Legislation

*Public Interest Disclosure (Prescribed Persons) Order 1999*

3. In the Schedule to the Public Interest Disclosure (Prescribed Persons)...

*Employment Tribunals (Constitution and Rules of Procedure) Regulations 2004*

4. In the Annex to Schedule 1 to the Employment Tribunals...

*Water Services etc. (Scotland) Act 2005 (Consequential Provisions and Modifications) Order 2005*

5. The Water Services etc. (Scotland) Act 2005 (Consequential Provisions  
and...

Explanatory Note