



# National Health Service Reform (Scotland) Act 2004

2004 asp 7

## PART 1

### ORGANISATION AND OPERATION OF NATIONAL HEALTH SERVICE

#### *Public involvement*

#### 7 **Public involvement**

After section 2A of the 1978 Act (inserted by section 9(2)) insert—

##### **“2B Duty to encourage public involvement**

- (1) It is the duty of every body to which this section applies to take action with a view to securing, as respects health services for which it is responsible, that persons to whom those services are being or may be provided are involved in, and consulted on—
  - (a) the planning and development, and
  - (b) decisions to be made by the body significantly affecting the operation, of those services.
- (2) This section applies to—
  - (a) Health Boards,
  - (b) Special Health Boards, and
  - (c) the Agency.
- (3) For the purposes of subsection (1) a body is responsible for health services if they are health services—
  - (a) which it is the function of the body to provide, or secure the provision of, and
  - (b) which are provided, or to be provided, to individuals by—
    - (i) the body, or

---

**Changes to legislation:** There are currently no known outstanding effects for the National Health Service Reform (Scotland) Act 2004, Section 7. (See end of Document for details)

---

- (ii) another person on the body's behalf, at the body's direction or in accordance with an agreement made by the body with that other person.”

.....  
**Commencement Information**

**I1** S. 7 in force at 30.9.2004 by S.S.I. 2004/361, art. 2(b)(i)

**Changes to legislation:**

There are currently no known outstanding effects for the National Health Service Reform (Scotland) Act 2004, Section 7.