



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

Status: This is the original version (as it was originally enacted).

- (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."