

*These notes relate to the Health Boards (Membership and Elections)  
(Scotland) Act 2009 (asp 5) which received Royal Assent on 22 April 2009*

# **HEALTH BOARDS (MEMBERSHIP AND ELECTIONS) (SCOTLAND) ACT 2009**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### ***Schedule – Minor and consequential amendments***

#### **National Health Service (Scotland) Act 1978 (c.29)**

64. Paragraph 1 amends paragraph 4 of Schedule 1 to the 1978 Act to extend the power in that paragraph which permits the Scottish Ministers to pay to the chairman of a Health Board and such other members of a Health Board as may be set out in regulations such remuneration as they may from time to time determine. The power is extended to include such members of committees and sub-committees of a Health Board as regulations may specify.

#### **Public Appointments and Public Bodies etc. (Scotland) Act 2003 (asp 4)**

65. Paragraph 2 amends schedule 2 to the Public Appointments and Public Bodies etc. (Scotland) Act 2003 to exclude from the remit of the Commissioner for Public Appointments in Scotland the appointment to any Health Board of—
- (a) councillor members, and
  - (b) appointed members who are appointed by virtue of the member either—
    - (i) holding a post in a university with a medical or dental school,
    - (ii) being employed as an officer of the Health Board (for example, the chief executive of the Health Board), or
  - (iii) being a member of a body set up by a Health Board which represents healthcare professionals working in the Health Board area. This covers representative forums set up by Health Boards to allow them to consult with doctors, dentists, opticians, pharmacists and other professionals in the area. These bodies are currently known as Area Clinical Forums.