



# Patient Rights (Scotland) Act 2011

## 2011 asp 5

### *Treatment time guarantee*

#### **9 Treatment time guarantee: further provision**

- (1) The Scottish Ministers must by regulations make the further provision about the treatment time guarantee specified in subsection (2).
- (2) The further provision is—
  - (a) the descriptions of patients which are eligible for the treatment time guarantee, and
  - (b) how waiting time is to be calculated (in particular, specifying the circumstances in which days are not to be counted towards a maximum waiting time).
- (3) The Scottish Ministers may by regulations specify—
  - (a) treatments and services (including categories of treatments and services) in respect of which the treatment time guarantee does not apply,
  - (b) action that a Health Board is to take to ensure that it complies with a treatment time guarantee,
  - (c) circumstances in which the maximum waiting time for a patient may be extended or recalculated (and how such extension or recalculation is to be done),
  - (d) circumstances in which responsibility for a treatment time guarantee may transfer to a different Health Board,
  - (e) the information that a Health Board is to provide to patients about the treatment time guarantee, including—
    - (i) how waiting times are calculated,
    - (ii) the circumstances in which the maximum waiting time may be extended, recalculated or suspended,
    - (iii) such other information as the Scottish Ministers consider appropriate.
- (4) The Scottish Ministers may by order—
  - (a) amend the duration of the maximum waiting time for the time being specified in section 13,

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*Changes to legislation: There are currently no known outstanding effects for the Patient Rights (Scotland) Act 2011, Section 9. (See end of Document for details)*

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- (b) specify such different period of time to be the maximum waiting time under section 13 in relation to any treatment or services specified in such order.

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**Commencement Information**

**II** S. 9 in force at 1.10.2012 by S.S.I. 2012/35, art. 2(b)

**Changes to legislation:**

There are currently no known outstanding effects for the Patient Rights (Scotland) Act 2011, Section 9.