



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, Cross Heading: Public involvement. (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\(b\)\(i\)](#)

8 Dissolution of local health councils

- (1) Local health councils established by virtue of section 7 of the 1978 Act are dissolved on such date as the Scottish Ministers may by order made by statutory instrument specify.
- (2) A statutory instrument containing an order under subsection (1) is subject to annulment in pursuance of a resolution of the Scottish Parliament.

Commencement Information

I2 [S. 8](#) in force at 1.2.2005 by [S.S.I. 2004/361](#), [art. 2\(d\)](#)

Changes to legislation:

There are currently no known outstanding effects for the National Health Service Reform (Scotland) Act 2004, Cross Heading: Public involvement.