



Smoking, Health and Social Care (Scotland) Act 2005

2005 asp 13

PART 3

PHARMACEUTICAL CARE SERVICES ETC.

PROSPECTIVE

23 Persons performing pharmaceutical care services

After section 17W of the 1978 Act (as inserted by section 22 above), insert—

“Persons performing pharmaceutical care services

17X Persons performing pharmaceutical care services

- (1) Regulations may provide that a registered pharmacist may not perform any pharmaceutical care service which a Health Board is, under section 2CA(1), under a duty to provide or secure the provision of unless that pharmacist is included in a list maintained under the regulations by the Health Board.
- (2) Regulations under subsection (1) may make provision in relation to such lists and in particular as to—
 - (a) the preparation, maintenance and publication of a list;
 - (b) eligibility for inclusion in a list;
 - (c) applications for inclusion (including provision for the procedure for applications to be made and dealt with and documents to be supplied on application);
 - (d) the grounds on which an application for inclusion must be granted or refused;
 - (e) requirements with which a person included in a list must comply (including requirements as to standards of performance and patient care and as to declarations, consents or undertakings);

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Smoking, Health and Social Care (Scotland) Act 2005, Section 23. (See end of Document for details)

- (f) suspension or removal from a list (including the grounds for and consequences of suspension or removal);
 - (g) circumstances in which a person included in a list may not withdraw from it;
 - (h) payments to be made by a Health Board in respect of a person suspended from the list (including provision for the amount of, or the method of calculating, the payment to be determined by the Scottish Ministers);
 - (i) criteria to be applied in making decisions under the regulations;
 - (j) disclosure of information about applicants for inclusion, refusals of applications, or suspensions, removals or references to the Tribunal.
- (3) Regulations making provision as to the matters referred to in subsection (2)
- (j) may in particular authorise the disclosure of information—
 - (a) by a Health Board to the Scottish Ministers; and
 - (b) by the Scottish Ministers to a Health Board.”.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Smoking, Health and Social Care (Scotland) Act 2005, Section 23.