

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

## SCHEDULE

(introduced by section 6(1))

### HEALTH CARE PRINCIPLES TO BE UPHELD BY RELEVANT NHS BODIES AND RELEVANT SERVICE PROVIDERS

#### *Patient focus*

- 1 Anything done in relation to the patient takes into account the patient's needs.

**Commencement Information**

**I1** Sch. para. 1 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

- 2 Patients are treated with dignity and respect.

**Commencement Information**

**I2** Sch. para. 2 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

- 3 Privacy and confidentiality are respected.

**Commencement Information**

**I3** Sch. para. 3 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

- 4 Health care is provided in a caring and compassionate manner.

**Commencement Information**

**I4** Sch. para. 4 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

- 5 Support necessary to receive or access health care is available.

**Commencement Information**

**I5** Sch. para. 5 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

- 6 The patient's abilities, characteristics and circumstances are considered.

**Commencement Information**

**I6** Sch. para. 6 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

#### *Quality care and treatment*

- 7 <sup>F1</sup>(1) Regard is had to the importance of providing the optimum benefit to the patient's health and wellbeing.

<sup>F2</sup>(2) Sub-paragraph (1) does not apply in relation to the exercise of functions conferred by the 2021 Act.]

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#### Textual Amendments

- F1** Sch. para. 7 renumbered as sch. para. 7(1) (1.4.2022) by Forensic Medical Services (Victims of Sexual Offences) (Scotland) Act 2021 (asp 3), s. 20(2), **sch. para. 4(5)(a)(i)** (with s. 3); S.S.I. 2022/24, reg. 2
- F2** Sch. para. 7(2) inserted (1.4.2022) by Forensic Medical Services (Victims of Sexual Offences) (Scotland) Act 2021 (asp 3), s. 20(2), **sch. para. 4(5)(a)(ii)** (with s. 3); S.S.I. 2022/24, reg. 2

#### Commencement Information

- I7** Sch. para. 7 in force at 1.4.2012 by S.S.I. 2012/35, **art. 2(a)**

[<sup>F3</sup>7A (1) Regard is to be had to the importance of providing health care in a way that seeks to avoid re-traumatisation and is otherwise trauma-informed.

(2) Sub-paragraph (1) applies only in relation to the exercise of functions conferred by section 1 of the 2021 Act.]

#### Textual Amendments

- F3** Sch. para. 7A inserted (1.4.2022) by Forensic Medical Services (Victims of Sexual Offences) (Scotland) Act 2021 (asp 3), **ss. 10(2), 20(2)** (with s. 3); S.S.I. 2022/24, reg. 2

8 The range of options available in the patient's case is considered.

#### Commencement Information

- I8** Sch. para. 8 in force at 1.4.2012 by S.S.I. 2012/35, **art. 2(a)**

9 Health care is based on current recognised clinical guidance.

#### Commencement Information

- I9** Sch. para. 9 in force at 1.4.2012 by S.S.I. 2012/35, **art. 2(a)**

10 No avoidable harm or injury is to be caused to the patient by the health care provided.

#### Commencement Information

- I10** Sch. para. 10 in force at 1.4.2012 by S.S.I. 2012/35, **art. 2(a)**

11 Patients are cared for in an appropriate environment which is as clean and safe as is reasonably possible.

#### Commencement Information

- I11** Sch. para. 11 in force at 1.4.2012 by S.S.I. 2012/35, **art. 2(a)**

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### *Patient participation*

- 12 Patients participate as fully as possible in decisions relating to the patient's health and wellbeing <sup>F4</sup>(including, where the health care being provided includes a service provided under the 2021 Act, decisions mentioned in section 3(3A)).

#### **Textual Amendments**

- F4** Words in [sch. para. 12](#) inserted (1.4.2022) by [Forensic Medical Services \(Victims of Sexual Offences\) \(Scotland\) Act 2021 \(asp 3\)](#), s. 20(2), [sch. para. 4\(5\)\(b\)](#) (with s. 3); S.S.I. 2022/24, reg. 2

#### **Commencement Information**

- I12** [Sch. para. 12](#) in force at 1.4.2012 by S.S.I. 2012/35, [art. 2\(a\)](#)

- 13 Patients are provided with such information and support as is necessary to enable them to participate in accordance with paragraph 12 and in relation to any related processes (general or specific).

#### **Commencement Information**

- I13** [Sch. para. 13](#) in force at 1.4.2012 by S.S.I. 2012/35, [art. 2\(a\)](#)

- 14 Patients are encouraged to treat any person involved in the delivery of health care with dignity and respect.

#### **Commencement Information**

- I14** [Sch. para. 14](#) in force at 1.4.2012 by S.S.I. 2012/35, [art. 2\(a\)](#)

### *Communication*

- 15 Communication about a patient's health and wellbeing <sup>F5</sup>or, where the health care being provided includes a service provided under the 2021 Act, about matters relevant to the provision of that service] is clear, accessible and understood.

#### **Textual Amendments**

- F5** Words in [sch. para. 15](#) inserted (1.4.2022) by [Forensic Medical Services \(Victims of Sexual Offences\) \(Scotland\) Act 2021 \(asp 3\)](#), s. 20(2), [sch. para. 4\(5\)\(c\)](#) (with s. 3); S.S.I. 2022/24, reg. 2

#### **Commencement Information**

- I15** [Sch. para. 15](#) in force at 1.4.2012 by S.S.I. 2012/35, [art. 2\(a\)](#)

- 16 Communication about general services and processes and decisions is clear, accessible and understood.

#### **Commencement Information**

- I16** [Sch. para. 16](#) in force at 1.4.2012 by S.S.I. 2012/35, [art. 2\(a\)](#)

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### *Complaints*

- 17 Issues of concern are dealt with reasonably, promptly and in accordance with proper procedures.

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**Commencement Information**

**I17** Sch. para. 17 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

### *Other*

- 18 Waste of resources in the provision of health care is avoided.

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**Commencement Information**

**I18** Sch. para. 18 in force at 1.4.2012 by S.S.I. 2012/35, art. 2(a)

**Changes to legislation:**

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