
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2011 No.

**NATIONAL HEALTH SERVICE
PUBLIC HEALTH
PUBLIC SERVICES REFORM
SOCIAL CARE**

The Public Services Reform (Scotland) Act
2010 (Consequential Modifications) Order 2011

Made - - - - 2011
Coming into force 1st April 2011

**THE PUBLIC SERVICES REFORM (SCOTLAND) ACT
2010 (CONSEQUENTIAL MODIFICATIONS) ORDER 2011**

1. Citation and commencement
2. Consequential Modifications
Signature

SCHEDULE 1 — MODIFICATIONS RELATING TO SOCIAL CARE AND SOCIAL
WORK IMPROVEMENT SCOTLAND

PART 1 — MODIFICATIONS OF PRIMARY LEGISLATION

1. *Registration of Births, Deaths and Marriages (Scotland) Act 1965 (c.49)*
2. *Sewerage (Scotland) Act 1968 (c.47)*
3. *Social Work (Scotland) Act 1968 (c.49)*
4. *Water (Scotland) Act 1980 (c.45)*
5. *Foster Children (Scotland) Act 1984 (c.56)*
6. *Children (Scotland) Act 1995 (c.36)*
7. *Criminal Procedure (Scotland) Act 1995 (c.46)*
8. *Adults with Incapacity (Scotland) Act 2000 (asp 4)*
9. *Regulation of Care (Scotland) Act 2001 (asp 8)*
10. *Community Care and Health (Scotland) Act 2002 (asp 5)*
11. *Freedom of Information (Scotland) Act 2002 (asp 13)*
12. *Criminal Justice (Scotland) Act 2003 (asp 7)*

13. *Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13)*
 14. *Antisocial Behaviour etc. (Scotland) Act 2004 (asp 8)*
 15. *Fire (Scotland) Act 2005 (asp 5)*
 16. *Management of Offenders etc. (Scotland) Act 2005 (asp 14)*
 17. *Housing (Scotland) Act 2006 (asp 1)*
 18. *Adoption and Children (Scotland) Act 2007 (asp 4)*
 19. *Protection of Vulnerable Groups (Scotland) Act 2007 (asp 14)*
 20. *Sexual Offences (Scotland) Act 2009 (asp 9)*
 21. *Public Services Reform (Scotland) Act 2010 (asp 8)*
- PART 2 — MODIFICATIONS OF SUBORDINATE LEGISLATION
22. *Council Tax (Exempt Dwellings) (Scotland) Order 1997*
 23. *Civic Government (Scotland) Act 1982 (Licensing of Houses in Multiple Occupation) Order 2000*
 24. *Scottish Social Services Council (Appointments, Procedure and Access to the Register) Regulations 2001*
 25. *Race Relations Act 1976 (Statutory Duties) (Scotland) Order 2002*
 26. *Community Care (Assessment of Needs) (Scotland) Regulations 2002*
 27. *Housing (Scotland) Act 2001 (Housing Support Services) Regulations 2002*
 28. *Housing (Scotland) Act 2001 (Payments out of Grants for Housing Support Services) Order 2003*
 29. *Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003*
 30. *National Health Service (Travelling Expenses and Remission of Charges) (Scotland) (No. 2) Regulations 2003*
 31. *National Health Service (General Medical Services Contracts) (Scotland) Regulations 2004*
 32. *Mental Health Tribunal for Scotland (Appointment of General Members) Regulations 2004*
 33. *Building (Scotland) Regulations 2004*
 34. *Mental Health (Advance Statements) (Prescribed Class of Persons) (Scotland) (No. 2) Regulations 2004*
 35. *Mental Health (Patient Representation) (Prescribed Persons) (Scotland) (No. 2) Regulations 2004*
 36. *Valuation for Rating (Decapitalisation Rate) (Scotland) Regulations 2005*
 37. *Disability Discrimination (Public Authorities) (Statutory Duties) (Scotland) Regulations 2005*
 38. *Prohibition of Smoking in Certain Premises (Scotland) Regulations 2006*
 39. *Sex Discrimination (Public Authorities) (Statutory Duties) (Scotland) Order 2007*
 40. *Representation of the People (Absent Voting at Local Government Elections) (Scotland) Regulations 2007*
 41. *Adoption Agencies (Scotland) Regulations 2009*
 42. *Looked After Children (Scotland) Regulations 2009*
 43. *Adoption (Disclosure of Information and Medical Information about Natural Parents) (Scotland) Regulations 2009*
 44. *Police Act 1997 (Criminal Records) (Scotland) Regulations 2010*
 45. *Public Services Reform (Social Services Inspections) (Scotland) Regulations 2011*

SCHEDULE 2 — MODIFICATIONS RELATING TO HEALTHCARE
IMPROVEMENT SCOTLAND
PART 1 — MODIFICATIONS OF PRIMARY LEGISLATION

1. *Social Work (Scotland) Act 1968 (c. 49)*
2. *National Health Service (Scotland) Act 1978 (c.29)*
3. *Abolition of Domestic Rates Etc. (Scotland) Act 1987 (c.47)*
4. *Children (Scotland) Act 1995 (c.36)*
5. *Adults with Incapacity (Scotland) Act 2000 (asp 4)*
6. *Community Care and Health (Scotland) Act 2002 (asp 5)*
7. *Freedom of Information (Scotland) Act 2002 (asp 13)*
8. *Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13)*
9. *Antisocial Behaviour etc. (Scotland) Act 2004 (asp 8)*
10. *Housing (Scotland) Act 2006 (asp 1)*
11. *Sexual Offences (Scotland) Act 2009 (asp 9)*
12. PART 2 — MODIFICATIONS OF SUBORDINATE LEGISLATION
13. *Abolition of Domestic Rates (Domestic and Part Residential Subjects) (Scotland) Regulations 1988*
14. *Common Services Agency (Membership and Procedure) Regulations 1991*
15. *Functions of Health Boards (Scotland) Order 1991*
16. *National Health Service Superannuation Scheme (Scotland) Regulations 1995*
17. *Fees in the Registers of Scotland Order 1995*
18. *National Health Service (Scotland) (Injury Benefits) Regulations 1998*
19. *National Health Service (Clinical Negligence and Other Risks Indemnity Scheme) (Scotland) Regulations 2000*
20. *Civic Government (Scotland) Act 1982 (Licensing of Houses in Multiple Occupation) Order 2000*
21. *NHS 24 (Scotland) Order 2001*
22. *Race Relations Act 1976 (Statutory Duties) (Scotland) Order 2002*
23. *NHS Education for Scotland Order 2002*
24. *National Waiting Times Centre Board (Scotland) Order 2002*
25. *National Health Service (Compensation for Premature Retirement) (Scotland) Regulations 2003*
26. *National Health Service (General Medical Services Contracts) (Scotland) Regulations 2004*
27. *National Health Service (Primary Medical Services Section 17C Agreements) (Scotland) Regulations 2004*
28. *Mental Health (Conflict of Interest) (Scotland) (No. 2) Regulations 2005*
29. *Disability Discrimination (Public Authorities) (Statutory Duties) (Scotland) Regulations 2005*
30. *National Health Service Central Register (Scotland) Regulations 2006*
31. *Sex Discrimination (Public Authorities) (Statutory Duties) (Scotland) Order 2007*
32. *National Health Service Pension Scheme (Scotland) Regulations 2008*
33. *National Health Service (Functions of the Common Services Agency) (Scotland) Order 2008*
34. *National Health Service (Appointment of Consultants) (Scotland) Regulations 2009*
35. *Public Health etc. (Scotland) Act 2008 Designation of Competent Persons Regulations 2009*
36. *Protection of Vulnerable Groups (Scotland) Act 2007 (Prescribed Services) (Protected Adults) Regulations 2010*
37. *Protection of Vulnerable Groups (Scotland) Act 2007 (Unlawful Requests for Scheme Records) (Prescribed Circumstances) Regulations 2010*

Draft Legislation: This is a draft item of legislation. This draft has since been made as a Scottish Statutory Instrument: *The Public Services Reform (Scotland) Act 2010 (Consequential Modifications) Order 2011 No. 211*

37. ***Parental Responsibility and Measures for the Protection of Children (International Obligations) (Scotland) Regulations 2010***
38. ***Healthcare Improvement Scotland (Inspections) Regulations 2011***
39. ***Healthcare Improvement Scotland (Requirements as to Independent Health Care Services) Regulations 2011***

SCHEDULE 3 — MODIFICATIONS RELATING TO JOINT INSPECTIONS

1. ***Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003***
2. ***Public Services Reform (Joint Inspections) (Scotland) Regulations 2011***

Explanatory Note