
SCOTTISH STATUTORY INSTRUMENTS

2004 No. 163

The General Medical Services and Section
17C Agreements (Transitional and other
Ancillary Provisions) (Scotland) Order 2004

PART 2

TRANSITIONAL PROVISIONS RELATING
TO GENERAL MEDICAL SERVICES

Medical examination of medical practitioners

26. Where, on or before 31st March 2004—

- (a) a Health Board had required a relevant medical practitioner to be medically examined under regulation 24(6) of the 1995 Regulations⁽¹⁾; and
- (b) that medical examination had not yet taken place,

the requirement shall, on 1st April 2004, unless the Health Board notifies him otherwise in writing, be regarded as a request made to that medical practitioner for him to be medically examined on the grounds that he is incapable of adequately providing services under the succeeding contract and arrangements for the medical examination shall, with the consent of the medical practitioner, continue to be made by the Area Medical Committee for the area of the Health Board which is a party to the succeeding contract, pursuant to the function conferred on that Committee by regulation 27 of the 2004 Regulations.

⁽¹⁾ Regulation 24 was amended by [S.I. 1995/3199](#), [S.I. 1998/660](#) and [S.S.I. 2003/443](#).