
SCOTTISH STATUTORY INSTRUMENTS

2004 No. 223

The General Medical Services and the General Medical Services and Section 17C Agreements (Transitional and Other Ancillary Provisions Orders) (Scotland) Amendment Order 2004

Citation and commencement

1. This Order may be cited as the General Medical Services and the General Medical Services and Section 17C Agreements (Transitional and Other Ancillary Provisions Orders) (Scotland) Amendment Order 2004 and shall come into force on 14th June 2004.

Amendment of the General Medical Services (Transitional and Other Ancillary Provisions) (Scotland) Order 2004

2.—(1) The General Medical Services (Transitional and Other Ancillary Provisions) (Scotland) Order 2004(1) shall be amended as provided in this article.

(2) In article 3(3)(b) (entitlement to a GMS contract as an individual medical practitioner) and article 4(3)(b) (entitlement to a GMS contract as a partnership) for “person's” substitute “person” in each place where it occurs.

(3) In article 5(2)(a)(iii) (appeal against refusal of a contract under article 3 or 4) for “General Medical Services Transitional and Other Ancillary Provisions (Scotland) Order 2004” substitute “General Medical Services (Transitional and Other Ancillary Provisions) (Scotland) Order 2004”.

(4) In article 20(2)(a) (out of hours services in GMS contracts to patients of exempt contractors who have entered into a default contract) for “1992” substitute “1995”.

Amendment of the General Medical Services and Section 17C Agreements (Transitional and Other Ancillary Provisions) (Scotland) Order 2004

3.—(1) The General Medical Services and Section 17C Agreements (Transitional and Other Ancillary Provisions) (Scotland) Order 2004(2) shall be amended as provided in this article.

(2) In article 2(3)(b)(ii) (application and interpretation of this Part) after “April” insert “2004”.

(3) In article 4(1) (acceptance of applications for inclusion in lists of patients) for “(3)” substitute “(2)”.

(4) In article 6(3)(a) (removal from the list of patients at the request of the relevant medical practitioner) for “9(3)” substitute “9(1)”.

(5) In article 17(1) (independent nurse prescribers and supplementary prescribers) for “29(c)” substitute “29C”.

(6) In article 18(2) (patient records) for “Primary Care Trust” substitute “Health Board”.

(7) In article 20(2) (refusal of approval of premises under paragraph 24 of Schedule 1 to the 1995 Regulations) for “paragraphs” substitute “paragraph”.

(1) [S.S.I. 2004/142](#).

(2) [S.S.I. 2004/163](#).

(8) In article 24(1) (arrangements with organisations providing deputy doctors) for “1997 Regulations” substitute “1995 Regulations”.

(9) In article 51(1) (interpretation of transitional agreements) after “shall” insert “be”.

(10) In article 52(f) (modification of the Implementation Directions for the purposes of transitional agreements) for “65” substitute “62”.

(11) In article 65(1) (approvals of out of hours arrangements under general medical services contracts and default contracts) for “67(2)” substitute “64(2)”.

(12) In article 70(2) (appeal against immediate withdrawal of approval of out of hours arrangements under general medical services contracts and default contracts) for “5(1)(c)” substitute “5(1)(b)”.

St Andrew’s House, Edinburgh
18th May 2004

MALCOLM CHISHOLM
A member of the Scottish Executive