
SCOTTISH STATUTORY INSTRUMENTS

2012 No. 110

**The Patient Rights (Treatment Time
Guarantee) (Scotland) Regulations 2012**

Health Board compliance with the treatment time guarantee

8.—(1) Where a Health Board is unable to meet the treatment time guarantee within its own area, it must take all reasonably practicable steps to arrange for the provision of the agreed treatment by—

- (a) another Health Board;
- (b) the National Health Service in England, Wales or Northern Ireland;
- (c) an authorised provider; or
- (d) another suitable alternative provider in the United Kingdom.

(2) In deciding whether to pursue option (a), (b), (c) or (d) above, a Health Board must have regard to the importance of securing the effective and efficient use of the health service organisation and resources.

(3) Where a patient is treated outside of the area of the responsible Health Board in accordance with an arrangement made under paragraph (1), without prejudice to any agreement which may exist between Health Boards or between a Health Board and the provider of the treatment (if not a Health Board), the responsible Health Board is responsible for the cost of any transport and accommodation arrangements necessarily and reasonably incurred as a result of any such arrangement.