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SCOTTISH STATUTORY INSTRUMENTS

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**2021 No. 367**

**NATIONAL HEALTH SERVICE**

**The National Health Service (Pharmaceutical Services) (Scotland) Amendment Regulations 2021**

*Made* - - - - 26th October 2021  
*Laid before the Scottish Parliament* - - - - 28th October 2021  
*Coming into force* - - 7th December 2021

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 27, 28(2) and 105(7) of the National Health Service (Scotland) Act 1978(1) and all other powers enabling them to do so.

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(1) 1978 c. 29. Section 27 was amended by the Health Services Act 1980 (c. 53) (“the 1980 Act”), section 20(2), the National Health Service (Amendment) Act 1986 (c. 66) (“the 1986 Act”), section 3(3), the National Health Service and Community Care Act 1990 (c. 19) (“the 1990 Act”), section 66(1) and schedule 9, paragraph 19(7), the Medicinal Products: Prescription by Nurses etc. Act 1992 (c. 28), section 3, the National Health Service (Primary Care) Act 1997 (c. 46) (“the 1997 Act”), schedule 2, paragraph 44, the Health and Social Care Act 2001 (c. 15), section 44(2) and (3), the Health and Social Care Act 2012 (c. 7), sections 213(7) and 220(2), S.I. 1987/2202, S.I. 2003/1590, S.I. 2004/1771, S.I. 2005/2011 and S.I. 2010/231, and is to be read with the Health and Medicines Act 1988 (c. 49), section 17. Section 28(2) was amended by the 1986 Act, section 3(4), the 1990 Act, section 66(1) and schedule 9, paragraph 19(8) and the 1997 Act, schedule 2, paragraph 45. Section 105(7) was amended by the 1980 Act, schedule 6, paragraph 5 and schedule 7, the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), section 29(1) and schedule 9, paragraph 24 and the Health Act 1999 (c. 8), schedule 4, paragraph 60. Section 108(1) contains definitions of “prescribed” and “regulations” relevant to the exercise of the statutory power under which these Regulations are made. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).