
Changes to legislation: There are currently no known outstanding effects for the National Health Service (Primary Care) Act 1997, Paragraph 39. (See end of Document for details)

SCHEDULES

SCHEDULE 2

AMENDMENTS

PART I

MINOR AND CONSEQUENTIAL AMENDMENTS

The National Health Service (Scotland) Act 1978 (c. 29)

39 [F1(1) Section 19 is amended as follows.

(2) In subsection (2), omit paragraphs (b) and (c).

(3) For subsection (8) substitute—

“(8) In relation to a Part II medical practitioner—

- (a) whose name is included in the list of only one Health Board, and
- (b) who practises on his own or in partnership with others all of whom are Part II medical practitioners whose names are included only in that Board’s list,

any reference in this Act to the relevant Health Board is to be construed as a reference to that Board.

(9) In relation to a medical practitioner who is not within subsection (8), any reference in this Act to the relevant Health Board is to be construed as a reference to the Board in whose area most of the practice patients live.

(10) In this section—

“Part II medical practitioner” means a medical practitioner who provides general medical services under Part II and does not perform personal medical services under section 17C arrangements; and

“practice patient” means—

- (a) in relation to a medical practitioner who practises otherwise than in partnership, an individual who is on that practitioner’s list of patients (or, if that practitioner and one or more other medical practitioners together have a single list of patients in connection with section 17C arrangements, an individual who is on that single list);
- (b) in relation to a medical practitioner who is one of two or more practitioners who practise in partnership with each other, an individual who is on the list of patients of any of those practitioners (or, if any of those practitioners together have a single list of patients in connection with section 17C arrangements, an individual who is on that single list).”]

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Textual Amendments

- F1** Sch. 2 paras. 39-41 repealed (S.) (1.4.2004) by [Primary Medical Services \(Scotland\) Act 2004 \(asp 1\)](#), s. 9(1), [sch. para. 2\(10\)\(a\)](#); S.S.I. 2004/58, art. 2(3)

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