
SCOTTISH STATUTORY INSTRUMENTS

2004 No. 163

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

PART 4

TRANSITIONAL PROVISIONS RELATING TO PILOT SCHEME AGREEMENTS

Modification of the Choice Regulations for the purposes of transitional agreements

54. For the purposes of transitional agreements the Choice Regulations shall be read as if—

(a) in regulation 1(1) a new paragraph (4) were added at the end as follows—

“(4) In these Regulations—

“provider” shall have the meaning given to it in Part 4 of the General Medical Services and 17C Agreements (Transitional and other Ancillary Provisions) (Scotland) Order 2004; and

“transitional agreement” shall have the meaning given to it in article 1 of the General Medical Services and 17C Agreements (Transitional and other Ancillary Provisions) (Scotland) Order 2004.”;

(b) in regulation 2(1)(2) there were substituted—

“(1) Any person who wishes to receive primary medical services under a transitional agreement may choose the doctor from whom he is to receive those services being a doctor who is primarily responsible for the performance of personal medical services under the transitional agreement, subject to the consent of that doctor.”;

(c) in regulation 5—

(i) paragraph (1) were substituted as follows—

“(1) Where a provider is required to assign a patient to a doctor who performs personal medical services in connection with a transitional agreement to which the provider is a party, the provider shall assign the applicant to a doctor within the period of two days beginning on the day on which it received notice of the requirement to assign and shall, upon making that assignment, notify—

(a) the Health Board of the name of the doctor to whom the patient has been assigned; and

(b) the doctor of the assignment,

and the Health Board shall, on receipt of the notification under sub-paragraph (a) notify the patient of the doctor to whom he has been assigned.”;

(1) Regulation 1 was amended by [S.S.I. 2000/191](#), [S.S.I. 2001/85](#) and [S.I. 2002/3135](#).

(2) Regulation 2 was amended by [S.S.I. 2001/85](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (ii) references to the pilot scheme provider were to the provider;
 - (iii) references to the applicant were to the patient;
 - (iv) references to pilot scheme were to the transitional agreement; and
 - (v) paragraphs (3), (5) and (6) were omitted; and
- (d) in regulation 7 the reference to a pilot scheme were to a transitional agreement.