

## SCHEDULE 4

Regulation 11(2) and (4)

### ADVISORY COMMITTEES

#### PART I

##### SPECIFIED FAILURES TO COMPLY WITH TERMS OF SERVICE

1. A failure to exercise a reasonable standard of professional or clinical judgement, behaviour, skill, knowledge or care towards patients who receive primary medical services from the doctor, or in the prescribing or dispensing of any drugs, medicines or appliances to patients, is specified for the purposes of regulation 11(2) in relation to a doctor.

##### Commencement Information

**I1** Sch. 4 para. 1 in force at 1.7.2006, see [reg. 1\(1\)](#)

2. A failure to exercise a proper degree of skill and attention in the treatment of a patient is specified for the purposes of regulation 11(2) in relation to a dentist.

##### Commencement Information

**I2** Sch. 4 para. 2 in force at 1.7.2006, see [reg. 1\(1\)](#)

[<sup>F1</sup>**2A.** A failure to ensure a proper degree of skill and attention in the treatment of a patient is specified for the purposes of regulation 11(2) in relation to a dental body corporate.]

##### Textual Amendments

**F1** Sch. 4 para. 2A inserted (2.7.2010) by The National Health Service (Discipline Committees) (Scotland) Amendment Regulations 2010 (S.S.I. 2010/226), regs. 1(1), **2(12)(a)**

#### PART II

##### THE MEDICAL ADVISORY COMMITTEE

3. The committee (in these Regulations referred to as the Medical Advisory Committee) which is to advise the Scottish Ministers on questions referred to it under regulation 11(2) or (3) in relation to doctors shall be constituted in accordance with paragraph 4.

##### Commencement Information

**I3** Sch. 4 para. 3 in force at 1.7.2006, see [reg. 1\(1\)](#)

4. The Medical Advisory Committee shall consist of 2 medical practitioners of whom—
- one shall be in the service of the Scottish Ministers and who shall act as chairperson; and
  - one shall be selected by the Scottish Ministers from a panel of doctors nominated by a body which is in their opinion representative of doctors.

*Changes to legislation:* There are currently no known outstanding effects for the The National Health Service (Discipline Committees) (Scotland) Regulations 2006, SCHEDULE 4. (See end of Document for details)

**Commencement Information**

**I4** Sch. 4 para. 4 in force at 1.7.2006, see [reg. 1\(1\)](#)

## PART III

### THE DENTAL ADVISORY COMMITTEE

**5.** The committee (in these Regulations referred to as the Dental Advisory Committee) which is to advise the Scottish Ministers on questions referred to it under regulation 11(2) or (3) in relation to dentists [<sup>F2</sup>or dental bodies corporate] shall be constituted in accordance with paragraph 6.

**Textual Amendments**

**F2** Words in [sch. 4 para. 5](#) inserted (2.7.2010) by [The National Health Service \(Discipline Committees\) \(Scotland\) Amendment Regulations 2010 \(S.S.I. 2010/226\)](#), [regs. 1\(1\)](#), [2\(12\)\(b\)](#)

**Commencement Information**

**I5** Sch. 4 para. 5 in force at 1.7.2006, see [reg. 1\(1\)](#)

- 6.** The Dental Advisory Committee shall consist of 2 dental practitioners of whom—
- (a) one shall be in the service of the Scottish Ministers and who shall act as chairperson; and
  - (b) one shall be selected by the Scottish Ministers from a panel of dentists nominated by a body which is in their opinion representative of dentists.

**Commencement Information**

**I6** Sch. 4 para. 6 in force at 1.7.2006, see [reg. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The National Health Service (Discipline Committees) (Scotland) Regulations 2006, SCHEDULE 4.