

SCHEDULE 2

AMENDMENTS TO ENACTMENTS COMING INTO FORCE ON 1ST OCTOBER 2009

AMENDMENT OF PUBLIC GENERAL ACTS

The Public Health (Scotland) Act 1945

1.—(1) Until its repeal by Part 1 of schedule 3 to the 2008 Act, section 1 of the Public Health (Scotland) Act 1945(1) (power of Scottish Ministers to make regulations for treating persons with, and for preventing the spread of, disease) has effect as follows.

(2) In subsection (3), omit the words “or port local authorities”.

(3) In subsection (8)—

(a) in the definition of “authorised officer”—

(i) omit the words “or port local authority”; and

(ii) for “designated medical officer” substitute “health board competent person”;

(b) omit the definition of “port local authority”;

(c) after the definition of “coastal waters” insert—

“the expression “health board competent person” means a person designated by a health board under section 3(1) of the Public Health etc. (Scotland) Act 2008;”.

(1) 1945 (c.15); section 1(3) was amended by paragraph 76 of Schedule 6 to the National Health Service (Scotland) Act 1972 (c.58), paragraph 2 of Schedule 9 to the Health and Social Services and Social Security Adjudications Act 1983 (c.41) and paragraph 4 of Schedule 9 to the National Health Service and Community Care Act 1990 (c.19); the definition of “authorised officer” in section 1(8) was amended by paragraph 76 of Schedule 6 to the National Health Service (Scotland) Act 1972 (c.58).