
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Community Health Partnerships (Scotland) Regulations 2004 (“the principal Regulations”).

Regulation 2(2)(a) amends the principal Regulations to take account of the repeal of the National Health Service Act 1977 (c.49) and the enactment of the National Health Service Act 2006 and the National Health Service (Wales) Act 2006.

Regulation 2(2)(b) amends the principal Regulations to recognise the establishment of Healthcare Improvement Scotland as a new health service body by the Public Services Reform (Scotland) Act 2010.

Regulation 2(3) substitutes regulation 3(1)(c) to (e) of the principal Regulations to update references to other enactments.

Substituted regulation 3(1)(c) provides that a registered pharmacist who is not a visiting practitioner and who is, or is employed by, a person or body who is included in a pharmaceutical list prepared under the National Health Service (Pharmaceutical Services) (Scotland) Regulations 2009 can become a member of a Community Health Partnership.

Substituted regulation 3(1)(d) provides that a dentist who is not a visiting dentist or temporary registrant and who is either included in sub-part A of the first part of the dental list prepared under the National Health Service (General Dental Services) (Scotland) Regulations 2010 or is performing services under section 19 of the National Health Service (Scotland) Act 1978 can become a member of a Community Health Partnership.

Substituted regulation 3(1)(e) provides that an optician who is not a visiting optometrist or body corporate and who is included in the first part of the ophthalmic list prepared under the National Health Service (General Ophthalmic Services) (Scotland) Regulations 2006 can become a member of a Community Health Partnership.

Regulation 2(4)(a) corrects a reference in regulation 7(2)(e) of the principal Regulations.

Regulation 2(4)(b) and (c) amends regulation 7(2)(g) and (h) of the principal Regulations to take account of the repeal of the National Health Service Act 1977 and the re-enactment of equivalent provisions in the National Health Service Act 2006 and the National Health Service (Wales) Act 2006.

Regulation 2(4)(d) amends the principal Regulations to take account of the abolition of the Charity Commissioner for England and Wales and the creation of the Charity Commission for England and Wales by section 6 of the Charities Act 2006 (c.50).

Regulation 2(5) corrects an error in paragraph 3(1) of the Schedule to the principal Regulations.