

Status: Point in time view as at 01/09/1997. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: National Health Service (Scotland) Act 1978, Cross Heading: Registration is up to date with all changes known to be in force on or before 17 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)



National Health Service (Scotland) Act 1978

1978 CHAPTER 29

PART I

ORGANISATION

VALID FROM 01/10/2010

F¹ Registration

Textual Amendments

- F1** [Ss. 10A-10Z19](#) and cross-headings inserted (1.8.2010 for the insertion of s. 10A for specified purposes, 1.10.2010 for specified purposes, 1.4.2011 for specified purposes, 1.4.2016 for specified purposes with the exception of the insertion of s. 10Z9(1)(a), 1.4.2017 for specified purposes, 19.6.2024 for specified purposes) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), **ss. 108, 134(7)**; [S.S.I. 2010/221](#), art. 3(2)(3), **sch.**; [S.S.I. 2010/321](#), art. 3, **sch.**; [S.S.I. 2011/122](#), art. 2, **sch.**; [S.S.I. 2016/22](#), art. 2(1)(2), sch. 1, **sch. 2**; [S.S.I.2024/131](#), art. 2, **sch. 1**

10P Registration of independent health care services

- (1) A person who seeks to provide a independent health care service must apply to HIS for registration of the service.
- (2) An application must—
 - (a) give such information as may be prescribed about prescribed matters;
 - (b) identify an individual (who may be the applicant) who is to manage the service;
 - (c) give any other information which HIS may reasonably require the applicant to give;

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- (d) without prejudice to subsection (1)(b) of section 10Z5, be accompanied by the fee imposed under subsection (2)(a) of that section.

10Q Grant or refusal of registration

- (1) HIS may grant or refuse registration of an independent health care service under section 10P.
- (2) A grant of registration may be subject to such conditions as HIS considers appropriate.
- (3) If HIS is satisfied, in relation to the application, that the requirements of—
 - (a) such regulations as are applicable under section 10Z7; and
 - (b) any other enactment which appears to HIS to be relevant,will be complied with in relation to that service, it must give notice under section 10Z(1)(a), or as the case may be section 10Z2; otherwise it must give notice under section 10Z(1)(b).
- (4) On granting a registration HIS must issue a certificate of registration to the applicant.
- (5) The person for the time being providing the service must ensure that the certificate (or a copy of it) is, while the certificate is current, kept affixed in a conspicuous place in each of the premises in or from which that service is provided; and, if those premises do not include the principal (or only) office of the service, then in that office also.]

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