

*Status: Point in time view as at 01/04/2013.*

*Changes to legislation: National Health Service (Scotland) Act 1978, Paragraph 6A is up to date with all changes known to be in force on or before 22 June 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)*

## SCHEDULES

### SCHEDULE 1

#### HEALTH BOARDS

##### PART I

###### *Constitution*

- [<sup>F1</sup>6A (1) Sub-paragraph (3) applies where the registration of a dental practitioner in the dentists register is suspended—
- (a) by an interim suspension order under section 32 of the Dentists Act 1984 (interim orders); or
  - (b) by a direction or order of the Health Committee, the Professional Performance Committee or the Professional Conduct Committee of the General Dental Council under any of sections 27B, 27C or 30 of that Act following a relevant determination that that practitioner's fitness to practise is impaired.
- (2) For the purposes of sub-paragraph (1), a “relevant determination” that a practitioner's fitness to practise is impaired is a determination which is based solely on—
- (a) the ground mentioned in paragraph (b) of subsection (2) of section 27 of the Dentists Act 1984 (deficient professional performance);
  - (b) the ground mentioned in paragraph (c) of that subsection (adverse physical or mental health); or
  - (c) both those grounds.
- (3) Where this sub-paragraph applies, notwithstanding paragraph 7 of this Schedule, the suspension shall not terminate any contract of employment made between the dental practitioner and a Health Board, but a person whose registration is so suspended shall not perform any duties under a contract made between him and a Health Board which involves the practice of dentistry within the meaning of the Dentists Act 1984.]

#### Textual Amendments

- F1** Sch. 1 para. 6A substituted (coming into force in accordance with art. 1 of the amending S.I.) by [The Dentists Act 1984 \(Amendment\) Order 2005 \(S.I. 2005/2011\)](#), art. 49, [Sch. 6 para. 2\(4\)](#) (with transitional provisions in Sch. 7 and [S.I. 2006/1671](#))

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