



National Health Service (Scotland) Act 1978

1978 CHAPTER 29

PART I

ORGANISATION

[^{F1}Proposals and applications in relation to registered independent health care services

VALID FROM 01/10/2010

[^{F1}10S Cancellation of registration

- (1) HIS may, at any time after the expiry of the period specified in an improvement notice under section 10R given in respect of an independent health care service, propose to cancel the registration of the service—
 - (a) on the ground that any person has been convicted of a relevant offence in relation to the service;
 - (b) on the ground that the service is being, or has at any time been, carried on other than in accordance with the relevant requirements; or
 - (c) on any other ground which may be prescribed.
- (2) For the purposes of—
 - (a) paragraph (a) of subsection (1) the following are relevant offences—
 - (i) an offence under any of sections 10G to 10Z18 (in this section, “this group of sections”);
 - (ii) an offence under regulations made under this group of sections; or
 - (iii) an offence which, in the opinion of HIS, makes it appropriate that the registration should be cancelled; and
 - (b) paragraph (b) of that subsection, the following are relevant requirements—

Status: Point in time view as at 01/02/2006. This version of this provision is not valid for this point in time.

Changes to legislation: National Health Service (Scotland) Act 1978, Section 10S is up to date with all changes known to be in force on or before 22 July 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)

- (i) any requirements or conditions imposed by or under this group of sections; or
 - (ii) the requirements of regulations made under this group of sections.
- (3) Where a person providing a registered independent health care service ceases to provide the service, HIS may cancel the registration of the service.]

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](#)

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