



# National Health Service (Scotland) Act 1978

## 1978 CHAPTER 29

### PART I

#### ORGANISATION

#### *[<sup>F1</sup>Staffing*

#### **[<sup>F1</sup>12IL Training and consultation of staff**

In complying with the duty imposed by section 12IJ, every Health Board and the Agency must—

- (a) encourage and support its employees to give views on its staffing arrangements for the types of health care described in section 12IK,
- (b) take into account and use any such views it receives to identify best practice, and areas for improvement, in relation to such staffing arrangements,
- (c) train employees (including, in particular, employees of a type mentioned in the third column of the table in section 12IK(1)) using the common staffing method on how to use it,
- (d) ensure that those employees receive adequate time to use the common staffing method, and
- (e) provide information to employees engaged in the types of health care described in section 12IK about its use of the common staffing method, including about—
  - (i) the results from using the staffing level tool and the professional judgement tool under paragraph (a) of section 12IJ(2),
  - (ii) the steps taken under paragraphs (b), (c) and (d) of that subsection, and
  - (iii) the results of its decision under paragraph (e) of that subsection.]

*Status: Point in time view as at 15/05/2023. This version of this provision has been superseded.*

**Changes to legislation:** National Health Service (Scotland) Act 1978, Section 12IL is up to date with all changes known to be in force on or before 04 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)

### Textual Amendments

- F1** Ss. 12IA-12IO and cross-heading inserted (15.5.2023 for specified purposes, 6.2.2024 for specified purposes, 1.4.2024 for specified purposes) by [Health and Care \(Staffing\) \(Scotland\) Act 2019 \(asp 6\)](#), [ss. 4\(2\)](#), [15\(2\)](#); S.S.I. 2023/131, [reg. 2](#), [sch.](#); S.S.I. 2024/20, [reg. 2\(1\)\(2\)](#)

### Modifications etc. (not altering text)

- C1** Ss. 12IL-12IN applied by S.S.I. 2002/305, [art. 5](#), [sch. Pt. 1](#) (as amended (15.5.2023 for specified purposes, 1.4.2024 in so far as not already in force) by [Health and Care \(Staffing\) \(Scotland\) Act 2019 \(asp 6\)](#), [ss. 5\(11\)](#), [15\(2\)](#); S.S.I. 2023/131, [reg. 2](#), [sch.](#); S.S.I. 2024/20, [reg. 2\(2\)](#))
- C2** Ss. 12IL-12IN applied by S.S.I. 2001/137, [art. 5](#), [sch. Pt. 1](#) (as amended (15.5.2023 for specified purposes, 1.4.2024 in so far as not already in force) by [Health and Care \(Staffing\) \(Scotland\) Act 2019 \(asp 6\)](#), [ss. 5\(8\)](#), [15\(2\)](#); S.S.I. 2023/131, [reg. 2](#), [sch.](#); S.S.I. 2024/20, [reg. 2\(2\)](#))
- C3** Ss. 12IL-12IN applied by S.I. 1995/574, [art. 5](#), [Sch. Pt. 1](#) (as amended (15.5.2023 for specified purposes, 1.4.2024 in so far as not already in force) by [Health and Care \(Staffing\) \(Scotland\) Act 2019 \(asp 6\)](#), [ss. 5\(2\)](#), [15\(2\)](#); S.S.I. 2023/131, [reg. 2](#), [sch.](#); S.S.I. 2024/20, [reg. 2\(2\)](#))

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