



National Health Service (Scotland) Act 1978

1978 CHAPTER 29

PART I

ORGANISATION

Co-operation and assistance

[^{F1}17AA Provision of certain services under NHS contracts.

- (1) This section applies to any arrangement under which a Health Board or such other health service body as may be prescribed arrange for the provision to them—
 - (a) by a person on an ophthalmic list, or
 - (b) by a person on a pharmaceutical list,of goods or services that they reasonably require for the purposes of functions which they are exercising under Part I of this Act.
- (2) Any such arrangement is to be treated as an NHS contract for the purposes of section 17A (other than subsections (5) and (7)).
- (3) In this section—

“health service body” means a person or body which is a health service body for the purposes of section 17A;

“ophthalmic list” means

 - (a) [^{F2}in relation to a list published in accordance with regulations made under paragraph (a) of section 26(2) of this Act, the first part of the list which is referred to in sub-paragraph (i) of that paragraph;]
 - (b) [^{F3}a list published in accordance with regulations made under] section 39(a) of the ^{M1}National Health Service Act 1977; or

Status: Point in time view as at 01/04/2006.

Changes to legislation: National Health Service (Scotland) Act 1978, Section 17AA is up to date with all changes known to be in force on or before 29 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)

- (c) [^{F3}a list published in accordance with regulations made under] article 62(2)(a) of the ^{M2}Health and Personal Social Services (Northern Ireland) Order 1972; and
- “pharmaceutical list” means a list published in accordance with regulations made under—
- (a) section 27(2) of this Act;
 - (b) section 42(2)(a) of the National Health Service Act 1977; or
 - (c) Article 63(2A)(a) of the 1972 Order.]

Textual Amendments

- F1** S. 17AA inserted (1.9.1997) by 1997 c. 46, s. 31(2); S.I. 1997/1780, art. 2(3)
- F2** S. 17AA(3): words in definition of "ophthalmic list" substituted (1.4.2006) by Smoking, Health and Social Care (Scotland) Act 2005 (asp 13), ss. 42(1), 43(3), **Sch. 2 para. 2(5)(a)**; S.S.I. 2006/121, art. 3(b), Sch. 2
- F3** S. 17AA(3): words in definition of "ophthalmic list" inserted (1.4.2006) by Smoking, Health and Social Care (Scotland) Act 2005 (asp 13), ss. 42(1), 43(3), **Sch. 2 para. 2(5)(b)**; S.S.I. 2006/121, art. 3(b), Sch. 2

Marginal Citations

- M1** 1977 c. 49.
- M2** S.I. 1972/1265 (N.I.14).

Status:

Point in time view as at 01/04/2006.

Changes to legislation:

National Health Service (Scotland) Act 1978, Section 17AA is up to date with all changes known to be in force on or before 29 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.