

SCHEDULE 1

AMENDMENTS, REPEALS AND REVOCATIONS

PART 1

Primary legislation

Amendment of the National Health Service (Scotland) Act 1978

4.—(1) The National Health Service (Scotland) Act 1978(1) is amended as follows.

(2) In section 27(2) (arrangements for the provision of pharmaceutical services), in subsection (4) (ba), for “under the Pharmacy Act 1954 by virtue of section 4A of that Act (qualification by European diploma)” substitute “in the Register of Pharmacists maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007 by virtue of a qualification in pharmacy awarded in an EEA State other than the United Kingdom, or in Switzerland,”

(3) In section 28(3) (persons authorised to provide pharmaceutical services), after subsection (2B) insert the following subsection—

“(2C) Where—

- (a) arrangements have been made under this Part with a registered pharmacist; and
- (b) his registration is suspended by virtue of any direction or order under the Pharmacists and Pharmacy Technicians Order 2007,

he shall not provide any services under those arrangements during the period of the suspension.”

(4) In section 108(4) (interpretation and construction), for the definition of “registered pharmacist” substitute the following definition—

““registered pharmacist” means a pharmacist registered in Part 1 of the Register of Pharmacists maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007;”.

Commencement Information

- II** Sch. 1 para. 4 in force at made date for specified purposes, see [art. 1\(2\)\(b\)](#)

(1) 1978 c.29.

(2) Section 27(4) has been amended by [S.I. 1987/2022](#).

(3) Subsection (2B) was inserted by the National Health Service (Primary Care) Act 1977 (c.46), section 29(2).

(4) There are no relevant amendments to section 108(1).

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Pharmacists and Pharmacy Technicians Order 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Order revoked by [S.I. 2010/231 Sch. 4 para. 58](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. A1A2 inserted by [S.I. 2007/3101 reg. 97](#)
- art .006(3) substituted by [S.I. 2009/1182 Sch. 3 para. 4\(b\)](#) (This effect comes into force on the coming into force of art. 21 of The Pharmacists and Pharmacy Technicians Order 2007 (S.I. 2007/289). That provision was brought into force on 1.7.2009 as notified in the London Gazette dated 19.6.2009 (Issue 59104))
- art .006(1)(1A) substituted for art. 6(1) by [S.I. 2009/1182 Sch. 3 para. 4\(a\)](#) (This effect comes into force on the coming into force of art. 21 of The Pharmacists and Pharmacy Technicians Order 2007 (S.I. 2007/289). That provision was brought into force on 1.7.2009 as notified in the London Gazette dated 19.6.2009 (Issue 59104))
- art .006(4) words inserted by [S.I. 2009/1182 Sch. 3 para. 4\(c\)](#) (This effect comes into force on the coming into force of art. 21 of The Pharmacists and Pharmacy Technicians Order 2007 (S.I. 2007/289). That provision was brought into force on 1.7.2009 as notified in the London Gazette dated 19.6.2009 (Issue 59104))
- art .025(a) words substituted by [S.I. 2009/1182 Sch. 3 para. 10](#) (This effect comes into force on the coming into force of art. 21 of The Pharmacists and Pharmacy Technicians Order 2007 (S.I. 2007/289). That provision was brought into force on 1.7.2009 as notified in the London Gazette dated 19.6.2009 (Issue 59104))
- art. 3(3) inserted by [S.I. 2009/1182 Sch. 3 para. 2](#)
- art. 4(2)(b)(iv)(v) substituted for art. 4(2)(b)(iv) by [S.I. 2009/1182 Sch. 3 para. 3\(b\)](#)
- art. 12(1)(c)(ii)(aa) words inserted by [S.I. 2007/3101 reg. 75\(a\)\(iii\)\(bb\)](#)
- art. 12(1)(ba) inserted by [S.I. 2007/3101 reg. 75\(a\)\(ii\)](#)
- art. 12(1A) inserted by [S.I. 2007/3101 reg. 75\(b\)](#)
- art. 17(1)(b)(ia) inserted by [S.I. 2007/3101 reg. 78\(a\)\(ii\)](#)
- art. 17(4)-(10) substituted for art. 17(4)-(6) by [S.I. 2007/3101 reg. 78\(b\)](#)
- art. 18A inserted by [S.I. 2007/3101 reg. 80](#)
- art. 19A19B inserted by [S.I. 2009/1182 Sch. 3 para. 6](#)
- art. 28(1)(b)(ia) inserted by [S.I. 2007/3101 reg. 86\(b\)](#) (This amendment comes into force on the day S.I. 2007/289, art. 21 comes into force. That provision came into force on 1.7.2009 as notified in the Gazettes dated 19.6.2009 (see S.I. 2007/289, arts. 1(2)(c) and (3)))
- art. 28A28B inserted by [S.I. 2007/3101 reg. 87](#) (This amendment comes into force on the day S.I. 2007/289, art. 21 comes into force. That provision came into force on 1.7.2009 as notified in the Gazettes dated 19.6.2009 (see S.I. 2007/289, arts. 1(2)(c) and (3)))
- art. 30(3)(f) inserted by [S.I. 2009/1182 Sch. 3 para. 11\(a\)\(iii\)](#)
- art. 30(6) inserted by [S.I. 2009/1182 Sch. 3 para. 11\(b\)](#)
- art. 33(2)(a)(iii) and word inserted by [S.I. 2007/3101 reg. 88\(a\)](#)
- art. 39(2A)-(2D) inserted by [S.I. 2007/3101 reg. 91\(b\)](#)
- art. 40(1A) inserted by [S.I. 2007/3101 reg. 92\(b\)](#)
- art. 40(1A) words inserted by [S.I. 2009/1182 Sch. 3 para. 14](#)
- art. 42(1)(aa) inserted by [S.I. 2007/3101 reg. 93\(c\)](#)
- art. 42(1)(ea) inserted by [S.I. 2007/3101 reg. 93\(g\)](#) (This amendment comes into force on the day S.I. 2007/289, art. 21 comes into force. That provision came into force on 1.7.2009 as notified in the Gazettes dated 19.6.2009 (see S.I. 2007/289, arts. 1(2)(c) and (3)))

- art. 42(1)(fa) inserted by [S.I. 2007/3101 reg. 93\(h\)](#) (This amendment comes into force on the day S.I. 2007/289, art. 21 comes into force. That provision came into force on 1.7.2009 as notified in the Gazettes dated 19.6.2009 (see S.I. 2007/289, arts. 1(2)(c) and (3)))
- art. 42(1)(za) inserted by [S.I. 2007/3101 reg. 93\(a\)](#)
- art. 48(1)(l)(m) inserted by [S.I. 2009/1182 Sch. 3 para. 18](#) (This effect comes into force on the coming into force of s. 44(1) of the Safeguarding Vulnerable Groups Act 2006 (c. 47). S. 44(1) was repealed without ever being in force on 10.9.2012 by 2012 c. 9, s. 75(6), Sch. 10 Pt. 5; S.I. 2012/2234, art. 2)
- art. 49(1A) inserted by [S.I. 2009/1182 Sch. 3 para. 19\(a\)](#)
- art. 64A inserted by [S.I. 2007/3101 reg. 95](#)
- art. 69(1A)(1B) inserted by [S.I. 2009/1182 Sch. 3 para. 25\(a\)](#) (This effect comes into force on the coming into force of art. 21 of The Pharmacists and Pharmacy Technicians Order 2007 (S.I. 2007/289). That provision was brought into force on 1.7.2009 as notified in the London Gazette dated 19.6.2009 (Issue 59104))