



# Public Health etc. (Scotland) Act 2008

## 2008 asp 5

### PART 2

#### NOTIFIABLE DISEASES, NOTIFIABLE ORGANISMS AND HEALTH RISK STATES

##### *Duties to notify*

#### **15 Notifiable diseases and health risk states: duties on health boards**

- (1) Where—
- (a) a health board receives information under—
    - (i) section 13(2) or (3); or
    - (ii) section 14(2) or (3); and
  - (b) that information relates to a patient who usually resides within the area of that health board,
- that board must send a return, in writing, to the common services agency [<sup>F1</sup>and Public Health Scotland] containing, in relation to each patient, the information mentioned in subsection (3) in so far as it is known to the board.
- (2) The return under subsection (1) is to be sent—
- (a) no later than the end of the week in which the information mentioned in subsection (1)(a) is received; or
  - (b) if it is not practicable to send the return by the end of that week, as soon as practicable afterwards.
- (3) The information referred to in subsection (1) is—
- (a) the patient's postcode;
  - (b) the patient's occupation;
  - (c) the patient's sex;
  - (d) the patient's date of birth;
  - (e) the—
    - (i) suspected disease; or
    - (ii) suspected health risk state; and
  - (f) the patient's NHS identifier.

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*Changes to legislation: There are currently no known outstanding effects for the  
Public Health etc. (Scotland) Act 2008, Section 15. (See end of Document for details)*

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- (4) Where—
- (a) a health board receives information as mentioned in subsection (1)(a); and
  - (b) that information relates to a person who does not usually reside in the area of that health board,
- the board must without delay transmit the information to the health board for the area in which the person usually resides.
- (5) Where a health board receives information from another health board by virtue of subsection (4)—
- (a) the board must send a return, in writing, to the common services agency [<sup>F2</sup>and Public Health Scotland] containing, in relation to each patient, the information mentioned in subsection (3) in so far as it is known to the board; and
  - (b) subsection (2) applies to a return sent under this subsection as it applies to a return sent under subsection (1) with the modification that, for the reference to subsection (1)(a), there is substituted a reference to subsection (4).
- (6) In subsection (2), “week” means a period of 7 days ending on Friday at the expiry of the normal working hours of the board’s principal office.

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**Textual Amendments**

- F1** Words in s. 15(1) inserted (1.4.2020) by [The Public Health Scotland Order 2019 \(S.S.I. 2019/336\)](#), art. 1(3)(b), **sch. 2 para. 6(2)(a)** (with art. 4(4)(5))
- F2** Words in s. 15(5)(a) inserted (1.4.2020) by [The Public Health Scotland Order 2019 \(S.S.I. 2019/336\)](#), art. 1(3)(b), **sch. 2 para. 6(2)(b)** (with art. 4(4)(5))
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**Commencement Information**

- I1** S. 15 in force at 1.1.2010 by [S.S.I. 2009/404](#), art. 2(3), **Sch. 3**

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 15.