



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 4

PUBLIC HEALTH FUNCTIONS OF HEALTH BOARDS

Review of orders

54 Duty to keep quarantine orders under review

- (1) This section applies where a person is subject to a quarantine order.
- (2) A health board competent person of the health board which applied for the order must, if requested to do so by the person to whom the order applies, and from time to time, consider whether—
 - (a) the conditions mentioned in subsection (3)(a) and (b) continue to apply; and
 - (b) it continues to be necessary, to avoid or minimise a significant risk to public health, for the person to be subject to the order.
- (3) The conditions referred to in subsection (2)(a) are—
 - (a) that it is known, or there are reasonable grounds to suspect, that the person—
 - (i) has an infectious disease;
 - (ii) has been exposed to an organism which causes such a disease;
 - (iii) is contaminated; or
 - (iv) has been exposed to a contaminant; and
 - (b) that as a result there is or may be a significant risk to public health.
- (4) If, having considered the matters mentioned in subsection (2)(a) and (b), the competent person is not satisfied—
 - (a) that the conditions mentioned in subsection (3)(a) and (b) continue to apply; or
 - (b) that it continues to be necessary for the person to be subject to the order,the competent person must revoke the order.