



Patient Rights (Scotland) Act 2011

2011 asp 5

Treatment time guarantee

10 Breach of the treatment time guarantee

- (1) This section applies where a Health Board has not complied with a treatment time guarantee.
- (2) The Health Board must—
 - (a) make such arrangements as are necessary to ensure that the agreed treatment starts at the next available opportunity,
 - (b) provide an explanation to the patient as to why the treatment did not start within the maximum waiting time,
 - (c) give the patient details of—
 - (i) the advice and support available (including in particular the patient advice and support service described in section 18), and
 - (ii) how to give feedback or comments or raise concerns or complaints.
- (3) In making the arrangements mentioned in subsection (2)(a), the Health Board—
 - (a) must not give priority to the start of any treatment where such prioritisation would, in the Health Board's opinion, be detrimental to another patient with a greater clinical need for treatment,
 - (b) must have regard to the patient's availability, and
 - (c) must have regard to other relevant factors.

Commencement Information

II S. 10 in force at 1.10.2012 by [S.S.I. 2012/35](#), art. 2(b)

Changes to legislation:

There are currently no known outstanding effects for the Patient Rights (Scotland) Act 2011, Section 10.