

SCHEDULE MINOR AND CONSEQUENTIAL MODIFICATIONS

PART 1

THE 1978 ACT AND INSTRUMENTS MADE UNDER IT

The 1978 Act

- 1 (1) The 1978 Act is amended as follows.
- (2) In section 2 (health boards: regulations and directions)—
 - (a) in subsection (5), after “this Act” insert “or by or under the 2021 Act”,
 - (b) in subsection (6), after “functions” insert “(other than functions conferred on them by or under the 2021 Act)”.
- (3) In section 2B(1) (duty to encourage public involvement), after “responsible” insert “and services which it has the function of providing to individuals under the 2021 Act”.
- (4) In section 10H (standards and outcomes)—
 - (a) in subsection (1)(a), after “health service” insert “or under the 2021 Act”,
 - (b) in subsection (4), after “health service” insert “or under the 2021 Act”.
- (5) In section 17A(1) (NHS contracts), after “enactment” insert “(including the 2021 Act)”.
- (6) In section 36(1) (accommodation and services), in paragraph (b), after “under this Act” insert “or under the 2021 Act”.
- (7) In section 76(1) (inquiries), after “this Act” insert “or under the 2021 Act”.
- (8) In section 77(1) (default powers), after “this Act” insert “or by or under the 2021 Act”.
- (9) In section 78 (emergency powers)—
 - (a) after “this Act”, where it first occurs, insert “or under the 2021 Act”,
 - (b) after “this Act”, where it second occurs, insert “, or by or under the 2021 Act,”.
- (10) In section 78A (powers in case of service failures)—
 - (a) in subsection (1)(a), after “this Act” insert “, or under or by virtue of the 2021 Act,”,
 - (b) in subsection (2), after “this Act” insert “or, as the case may be, under or by virtue of the 2021 Act”.
- (11) In section 79 (purchase of land and moveable property)—
 - (a) in subsection (1), after “under this Act”, where it first occurs, insert “or under the 2021 Act”,
 - (b) in subsection (1A), after “under this Act” insert “or under the 2021 Act”.
- (12) In section 108(1) (interpretation), before the definition of “the Agency” insert—

““the 2021 Act” means the Forensic Medical Services (Victims of Sexual Offences) (Scotland) Act 2021;”.