



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 3

PUBLIC HEALTH INVESTIGATIONS

Public health investigations

21 Public health investigations

- (1) In this Part, a “public health investigation” means an investigation into the cause (or causes) of a public health incident.
- (2) A public health investigation may be carried out by a person appointed for the purpose by—
 - (a) the Scottish Ministers;
 - (b) a health board competent person;
 - (c) the common services agency;
 - (d) a local authority competent person;
 - (e) two or more of the persons mentioned in paragraphs (a) to (d) acting together, and, in this Part, that person is known as an “investigator”.
- (3) Despite subsection (2)(b) and (d), a health board competent person or a local authority competent person may be appointed as an investigator.
- (4) If an investigator considers it necessary for the purpose of, or in connection with, a public health investigation, the investigator may, subject to section 25(1), exercise—
 - (a) the powers relating to entry to premises mentioned in section 22;
 - (b) the other investigatory powers mentioned in section 23; and
 - (c) the power to ask questions mentioned in section 24.