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SCOTTISH STATUTORY INSTRUMENTS

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**2001 No. 72**

**NATIONAL HEALTH SERVICE**

**The National Health Service (Personal  
Medical Services) (Scotland) Regulations 2001**

<i>Made</i>	- - - -	<i>8th March 2001</i>
<i>Laid before the Scottish Parliament</i>	- -	<i>9th March 2001</i>
<i>Coming into force</i>		<i>1st April 2001</i>

**THE NATIONAL HEALTH SERVICE (PERSONAL  
MEDICAL SERVICES) (SCOTLAND) REGULATIONS 2001**

PART I  
GENERAL

1. Citation, commencement and interpretation

PART II  
AGREEMENTS

2. Entering into an agreement
3. No undue compromise
4. Withdrawal from an agreement
5. Variation of an agreement
6. Publication of Details of an Agreement

PART III  
PERFORMANCE OF PERSONAL MEDICAL SERVICES

7. Performance of personal medical services by medical practitioners
8. Child health surveillance services and minor surgery services

PART IV  
PATIENT LISTS

9. Lists of patients
10. Removal from a list of patients who receive personal medical services

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

11. Transfer of patients from lists

## PART V

### MISCELLANEOUS

12. Parties treated as health service bodies
13. Enforcement of directions as to payments
14. Financial Assistance
15. Conditions in respect of financial assistance
16. Liability of performers who provide general medical services and Part II practitioners who perform personal medical services  
Signature

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### SCHEDULE 1 AGREEMENTS

1. Inclusion of provisions.
2. Patients.
- 3-9 Provision of personal medical services and other services.
10. Provision of drugs or appliances for immediate treatment.
11. Performance of personal medical services.
12. Persons employed or engaged by a provider.
13. Medical practitioners with provisional registration.
- 14-18 Performer's lists and pooled lists.
19. Assignment of patients to performers.
20. Acceptance of patients in a performer's list.
21. Acceptance of patients in a pooled list.
22. Termination of responsibility for patients.
23. Temporary residents.
24. Childhood immunisation.
25. Practice leaflet.
26. Qualifying bodies.
27. Insurance.
  1. Inclusion of provisions
  2. Patients
  3. Provision of personal medical services and other services
  4. Sub-paragraph (a) of paragraph 3 is not to be construed...
  5. Where a provider is to provide child health surveillance services,...
  6. Where a provider is to provide maternity medical services, contraceptive...
  7. Where an agreement imposes requirements in accordance with paragraph 5...
  8. An agreement shall require the provider to take reasonable steps...
  9. An agreement shall provide that unless the provider has the...
  10. Provision of drugs or appliances for immediate treatment
  11. Performance of personal medical services
  12. Persons employed or engaged by a provider
  13. Medical practitioners with provisional registration
  14. Performer's lists and pooled lists
  15. An agreement shall specify the maximum total number of persons...
  16. Where an agreement authorises a pooled list, it shall provide...
  17. An agreement shall require the provider to ensure that no...
  18. The provider shall be required by an agreement to give...
  19. Assignment of patients to performers

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20. Acceptance of patients in a performer's list
21. Acceptance of patients in a pooled list
22. Termination of responsibility for patients
23. Temporary residents
24. Childhood immunisations
25. Practice leaflet
26. Qualifying bodies
27. Insurance

#### SCHEDULE 2 PUBLICATION OF DETAILS

1. Names and addresses of the parties to the agreement.
2. Date of the agreement.
3. Names and qualifications of the performers.
4. Date and place of first registration of each performer.
5. All addresses at which personal medical services are performed under...
6. Details of the normal hours and the normal place.
7. Details of any appointments system and arrangements for urgent and...
8. The arrangements under which a person may receive personal medical...
9. The arrangements for obtaining repeat prescriptions and, if a dispensing...
10. Details (including, if appropriate, where and when the service or...
11. The numbers, functions and availability of professionals other than medical...
12. The arrangements for receipt of patients' comments, suggestions and complaints....
13. Whether the practice premises have suitable access for all disabled...
14. Arrangements for notifying patients if the provider engages or employs...

#### SCHEDULE 3 PERFORMANCE OF PERSONAL MEDICAL SERVICES UNDER AN AGREEMENT

- 1-3 Performer's qualifications.
- 4-10 Availability of personal medical services and other services.
11. Responsibility for performance of personal medical services.
- 12-13 Medical certificates.
14. Patient records.
- 15-16 Prescribing.
17. Provision of drugs or appliances for immediate treatment.
18. Charges.
  1. Performer's qualifications
  2. A medical practitioner who performs personal medical services shall be...
  3. Where a decision whether any, and if so what, action...
  4. Availability of personal medical services and other services
  5. In normal hours, personal medical services shall be performed—
  6. Outside normal hours, if, in the light of a patient's...
  7. Appropriate treatment which is immediately required owing to an accident...
  8. Immediately necessary treatment shall be given, upon request, to any...
  9. Where a person applies to a performer for treatment and...
  10. Maternity medical services shall be performed in the event of...
  11. Responsibility for performance of personal medical services
  12. Medical certificates
  13. (1) A medical officer, or an officer of the Department...
  14. Patient records
  15. Prescribing
  16. Subject to paragraph 18(b) of this Schedule and paragraph 36(h)...
  17. Provision of drugs or appliances for immediate treatment

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18. Charges

SCHEDULE 4 DISPUTES

1. Except where the provider is a health service body within...
2. Any dispute arising out of or in connection with the...
3. Any party wishing to commence a dispute resolution under the...
4. (1) Within the period of seven days beginning with the...
5. Subject to the other provisions of this Schedule and to...
6. The determination, and the reasons for it shall be recorded...

SCHEDULE 5 MINOR SURGERY SERVICES

Explanatory Note