SCOTTISH STATUTORY INSTRUMENTS

2004 No. 38

NATIONAL HEALTH SERVICE

The National Health Service (Tribunal) (Scotland) Regulations 2004

Made	
Laid before the	Scottish
Parliament	

2nd February 2004 3rd February 2004 4th March 2004

Coming into force

THE NATIONAL HEALTH SERVICE (TRIBUNAL) (SCOTLAND) REGULATIONS 2004

PART I

GENERAL

- 1. Citation, commencement and extent
- 2. Interpretation and forms
- 3. Health schemes

PART II

CONSTITUTION OF TRIBUNAL

- 4. Term of office of members of the Tribunal
- 5. Officers of the Tribunal

PART III

PROCEDURE FOR DEALING WITH REPRESENTATIONS

- 6. Submission of representations
- 7. Power of the Tribunal to require further statement
- 8. Power of the Tribunal to refuse an inquiry
- 9. Notices to be sent to respondent etc in case of an inquiry
- 10. Amendment of representations
- 11. Submission of statement-in-answer or other statement and supporting documents
- 12. Notice of inquiry
- 13. Power to postpone inquiry

- 14. Power to treat representations as withdrawn in certain cases
- 15. Withdrawal of representations
- 16. Failure to appear at inquiry
- 17. Suspension of procedures
- 18. Representations and evidence at inquiry
- 19. Procedure at and provisions as to inquiry
- 20. Power to dispense with oral inquiry
- 21. Statement by the Tribunal

PART IV

PROCEDURE FOR DEALING WITH APPLICATION FOR INTERIM SUSPENSION

- 22. Applications for interim suspension
- 23. Statement by the Tribunal following an inquiry on interim suspension

PART V

PROCEDURE FOR DEALING WITH REVIEW

- 24. Procedure in regard to application to the Tribunal for a review
- 25. Statement by the Tribunal following review

PART VI

MISCELLANEOUS PROVISIONS

- 26. Practitioner subject to inquiry in a fraud case
- 27. Discharge of suspension functions by chairman
- 28. Publication of decisions of the Tribunal, etc
- 29. Recovery of amounts from practitioners
- 30. Publication of information about applications for preferential treatment
- 31. Service of forms, etc.
- 32. Power to dispense with requirements as to notices
- 33. Attendance by member of Council on Tribunals
- 34. Transitional provisions
- 35. Revocations Signature

SCHEDULE 1 PROVISIONS AS TO INQUIRY

- 1. Subject to the provisions of these Regulations, the procedure at...
- 2. The proceedings at an inquiry shall be held in private...
- 3. The Tribunal may if it thinks fit call for such...
- 4. The chairman of the Tribunal who presides over the inquiry...
- 5. The chairman of the Tribunal who presides over the inquiry...
- 6. Any person who refuses or wilfully neglects to attend in...
- 7. Subject to the provisions of these Regulations, the Tribunal may...
- 8. A Health Board or primary care NHS trust to whom...
- 9. The Tribunal may make orders as to the expenses incurred...
- 10. Any order by the Tribunal under paragraph 9 may be...

SCHEDULE 2FORMS FOR USE IN PROCEEDINGS IN
CONNECTION WITH REPRESENTATIONS AND
APPLICATIONSSCHEDULE 3REVOCATIONS

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

Explanatory Note