1993 No. 139

HEALTH AND PERSONAL SOCIAL SERVICES

Dental Charges (Amendment) Regulations (Northern Ireland) 1993

Made . . . . . *25th March 1993*

Coming into operation . . *1st April 1993*

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 98 and 106 of, and Schedule 15 to, the Health and Personal Social Services (Northern Ireland) Order 1972(**a**) and of all other powers enabling it in that behalf, with the approval of the Department of Finance and Personnel(**b**), hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Dental Charges (Amendment) Regulations (Northern Ireland) 1993 and shall come into operation on 1st April 1993.

(2) In these regulations, ''the principal regulations'' means the Dental Charges Regulations (Northern Ireland) 1989(**c**).

Amendment of regulation 4 of the principal regulations

2. In regulation 4 of the principal regulations (calculation of charges)—

(*a*) in paragraph (1) for ''75%'' there shall be substituted ''80%'';

(*b*) in paragraph (4) after ''Board'' in both places where it occurs there shall be inserted ''or HSS trust'';

(*c*) in paragraph (5) for ''£225'' there shall be substituted ''£250·00''.

Amendment of regulation 6 of the principal regulations

3. In regulation 6 of the principal regulations (conditions for exemption)—

(*a*) in paragraph (1)(*b*) after ''Department'' there shall be inserted ''or an HSS trust''; and

(*b*) in paragraph (4) after ''Department'' there shall be inserted '', an HSS trust''.

(**a**) S.I. 1972/1265 (N.I. 14). The relevant amending instruments are S.I. 1986/2229 (N.I. 24) Article 14, S.I. 1988/2249 (N.I. 24) Article 7 and S.I. 1991/194 (N.I. 1) Article 34 and Part II of Schedule 5: there are other amendments which are not relevant

(**b**) Formerly Department of Finance: *see* S.I. 1982/338 (N.I. 6) Art. 3

(**c**) S.R. 1989 No. 111. The relevant amending regulations are S.R. 1991 No. 130 and S.R. 1992 No. 156

Amendment of regulation 7 of the principal regulations

4. In regulation 7 of the principal regulations (making and recovery of charges) in paragraph (1) after "Board" there shall be inserted ", or HSS trust".

Amendment of regulation 9 of the principal regulations

5. In regulation 9 of the principal regulations (charges for more expensive supplies and repairs) in paragraph (1) after "Board" there shall be inserted "or HSS trust".

Amendment of Schedule 1 to the principal regulations

6. In Schedule 1 to the principal regulations (calculation of charge for the supply of appliance on referral to health and social services board or other person or body), in paragraph 2(*b*)(ii) for "75%" there shall be substituted "80%".

Revocation

7. The following regulations are hereby revoked:

(*a*) regulation 6 of the Health and Personal Social Services General Dental Services (Miscellaneous Amendments) Regulations (Northern Ireland) 1991(**a**);

(*b*) the Health and Personal Social Services Dental Charges (Amendment) Regulations (Northern Ireland) 1992(**b**).

Application of regulations

8. The amendment made by regulation 2 applies only in relation to a contract or arrangement for the provision of general dental services made on or after 1st April 1993.

Sealed with the Offical Seal of the Department of Health and Social Services on 25th March 1993.

(L.S.) *J. Scott*
Assistant Secretary

The Department of Finance and Personnel hereby approves the foregoing Regulations.

Sealed with the Official Seal of the Department of Finance and Personnel on 25th March 1993.

(L.S.) *R. Miller*
Assistant Secretary

(**a**) S.R. 1991 No. 130
(**b**) S.R. 1992 No. 156

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations further amend the Dental Charges Regulations (Northern Ireland) 1989 (''the principal regulations'') which relate to charges for dental treatment provided and dental appliances supplied as part of health service general dental services.

Regulation 2(*a*) amends regulation 4(1) of the principal regulations to increase the proportion of the charge for dental treatment and appliances which is payable by the patient from 75% to 80%. Regulation 2(*c*) amends regulation 4(5) of the principal regulations to increase from £225 to £250 the maximum charge which a patient may be required to pay towards the cost of his treatment or appliance under general dental services.

Regulation 8 provides that these new charges shall apply only where the arrangement for treatment or supply of a dental appliance is made on or after 1st April 1993.

The regulations also amend the principal regulations to take account of the provision of health services from 1st April 1993 by HSS trusts so that charges may be made in respect of the supply of dental appliances by HSS trusts (regulations 3, 4 and 5).