STATUTORY INSTRUMENTS

1969 No. 918 (S.73)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Charges for Appliances) (Scotland) Regulations 1969

Made - - - - 7th July 1969
Laid before Parliament 8th July 1969
Coming into Operation 11th August 1969

In exercise of the powers conferred on me by section 42 of the National Health Service (Scotland) Act 1947(a), section 1 of, and the Schedule to, the National Health Service Act 1951(b), section 7 of the National Health Service Act 1952(c) and section 2 of the National Health Service Act 1961(d), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the National Health Service (Charges for Appliances) (Scotland) Regulations 1969 and shall come into operation on 11th August 1969.

(2) The Interpretation Act 1889(e) applies for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

2. The authorised charge per lens (specified in the Schedule to the National Health Service Act 1951 for glasses other than children's glasses), which was increased by section 1(2) of the National Health Service Act 1961 to 12*s.* 6*d.*, or in the case of a bifocal or multifocal lens to 20*s.* is hereby increased to 16*s.*, or in the case of a bifocal or multifocal lens to 25*s.*

3. The authorised charges specified in the Schedule to the National Health Service Act 1951 for one denture with the number of teeth specified in Column 1 of the table below shall, instead of being the amount specified in relation thereto in Column 2 (being the amount specified in section 1(1) of the National Health Service Act 1961), be the amount specified in relation thereto in Column 3.

TABLE

Column 1	*Column* 2	*Column* 3
	£ *s.* *d.*	£ *s.* *d.*
1, 2 or 3 teeth	2 5 0	2 16 0
4 to 8 teeth	2 10 0	3 2 0
More than 8 teeth	2 15 0	3 9 0

4. The maximum charge specified in section 2(2) of the National Health Service Act 1952 (maximum charge for services some of which are chargeable under the Act of 1951), which was increased to £5 by section 1(1) of the National Health Service Act 1961, shall be increased to £6 5*s.*

5. No charge, which would otherwise be payable under section 1 of the National Health Service Act 1951, shall be payable in respect of the supply (including the replacement) of a dental appliance as part of hospital and specialist services to a person who has undergone operative procedures affecting the mandible, the maxilla, or the soft tissues of the mouth as part of treatment for invasive tumours.

(a) 1947 c. 27. (b) 1951 c. 31. (c) 1952 c. 25. (d) 1961 c. 19. (e) 1889 c. 63.

6. In the National Health Service (General Dental and Supplementary Ophthalmic Services) (Scotland) Regulations 1951(**a**), as amended(**b**) for paragraph (1) of regulation 5 (Making of charges for the supply of optical appliances) as substituted by regulation 4 of the National Health Service (Supplementary Ophthalmic Services) (Scotland) Amendment Regulations 1961(**c**) there shall be substituted the following paragraph:—

" **5.**—(1) Subject to the provisions of this regulation, an optician shall, in respect of the supply under Part IV of the Act of 1947 of such optical appliances as are described in the Schedule to the National Health Service Act 1951 be entitled to make and recover the appropriate charge specified in the said schedule, as varied by section 1 of the National Health Service Act 1961 or by regulations made under section 2 of the said Act."

7. In the National Health Service (Charges for Appliances) (Scotland) Regulations 1951(**d**), as amended by the National Health Service (Charges for Appliances) (Scotland) Amendment Regulations 1961(**e**), for regulation 2 there shall be substituted the following regulation:—

" **2.** These regulations relate to the charges authorised by the National Health Service Act 1951, as varied by section 1 of the National Health Service Act 1961 or by regulations made under section 2 of the said Act, to be made and recovered in respect of the supply of dental and optical appliances under Part II of the National Health Service (Scotland) Act 1947."

8. These regulations shall not have effect—

(*a*) in relation to a dental appliance supplied under Part II of the National Health Service (Scotland) Act 1947 or to optical appliances supplied under Part II or Part IV thereof, if the examination or testing of sight leading to the supply of the appliance, or the first such examination or testing, took place before the commencement of these regulations; or

(*b*) in relation to a dental appliance supplied under Part IV of the said Act of 1947 or in relation to services provided as part of the general dental services under Part IV thereof, if the contract or arrangement in pursuance of which the appliance is supplied or the services are provided was made before the commencement of these regulations.

St. Andrew's House,
Edinburgh.
7th July 1969.

William Ross,
One of Her Majesty's Principal Secretaries of State.

(**a**) S.I. 1951/861 (1951 I, p. 1412). (**b**) S.I. 1956/41, 1961/915 (1956 I, p. 1612, 1961 II, p. 1761).
(**c**) S.I. 1961/915 (1961 II, p. 1761). (**d**) S.I. 1951/862 (1951 I, p. 1411).
(**e**) S.I. 1961/917 (1961 II, p. 1771).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations increase the authorised charge for glasses supplied under the National Health Service by increasing the charge per lens from 12*s.* 6*d.* to 16*s.* for single vision lenses and from 20*s.* to 25*s.* for bifocal or multifocal lenses. They also increase the authorised charges for the supply of dentures and the maximum charge for a course of dental treatment including the provision of dentures, and make consequential amendments to the regulations dealing with the recovery of charges. The regulations also exempt from charges for dentures supplied by hospitals persons who have undergone operative procedures affecting the mouth as part of treatment for invasive tumours.