NATIONAL HEALTH SERVICE, ENGLAND

1952 No. 1020

The National Health Service (Charges for Dental Treatment) Regulations, 1952

Made - - - -	23*rd May*, 1952
Laid before Parliament	23*rd May*, 1952
Coming into Operation	1*st June*, 1952

The Minister of Health, in exercise of his powers under sections 40 and 44 of the National Health Service Act, 1946(**a**), and section 2 of the National Health Service Act, 1952(**b**), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

1. These regulations may be cited as the National Health Service (Charges for Dental Treatment) Regulations, 1952, and shall come into operation on the first day of June, 1952.

2.—(1) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them:—

"the Act" means the National Health Service Act, 1952;

"dental estimate form" means the form set out in Part II of the Fourth Schedule to the National Health Service (General Dental Services) Regulations, 1948(**c**), as amended by the National Health Service (General Dental Services) Amendment Regulations, 1951(**d**).

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

3. Any charge authorised by section 2 of the Act to be made in respect of services provided as part of the general dental services under Part IV of the National Health Service Act, 1946, may be made and recovered by the dental practitioner providing those services as a simple contract debt.

4. In providing general dental services for which a charge can be made under section 2 of the Act a dental practitioner shall comply with the following provisions of this regulation:—

(*a*) the practitioner shall obtain on a form provided for the purpose by the Executive Council an acknowledgment by the patient, or some person competent to sign the acknowledgment on his behalf, of his obligation to pay the said charge;

(*b*) the practitioner shall on receiving a sum in payment or part payment of the said charge give a receipt therefor on a form provided for the purpose by the Executive Council.

5. A dental practitioner providing general dental services for a person who claims exemption from such a charge as aforesaid on the ground that the person on the date of the contract or arrangement for the services—

(*a*) is under twenty-one years of age; or

(*b*) is an expectant mother or has borne a child within the previous twelve months;

(**a**) 9 & 10 Geo. 6. c. 81. (**b**) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 25.
(**c**) S.I. 1948/505; Rev. XV, p. 605; 1948 I, p. 2107.
(**d**) S.I. 1951/2001; 1951 I, p. 1396. (**e**) 52 & 53 Vict. c. 63.

shall obtain from that person, or if he is under sixteen years of age from his parent or guardian or other person in loco parentis, a declaration in support of the claim on a form provided for the purpose by the Executive Council.

6. Any acknowledgment or declaration referred to in the last two preceding regulations shall be sent by the practitioner to the Dental Estimates Board together with the dental estimate form when he forwards that form to the Board.

7. Any fee which but for these regulations would be payable by an Executive Council to a dental practitioner in respect of the provision of any service as part of the general dental services shall be reduced by the amount payable under the Act in respect of that service.

8. In relation to general dental services provided at health centres, regulations 3, 4 and 5 shall have effect as if for references to a dental practitioner there were substituted references to an Executive Council, and regulations 6 and 7 shall not apply.

9. Regulation 21 of the National Health Service (General Dental Services) Regulations, 1948, (which makes provision with respect to expensive dental appliances and special dental treatment), shall be amended as follows:—

(*a*) After paragraph (1) there should be added the following paragraph:—

"(1A) Where a practitioner agrees at a person's request to supply him as part of general dental services with a dental bridge at a cost exceeding the cost of supplying a denture made of plastic or vulcanite with the same number of teeth, he shall submit to the Board on a dental estimate form an estimate of the charge for supplying a plastic or vulcanite denture with the same number of teeth and a further estimate of the additional or special charge on the form set out in Part III of the Fourth Schedule to these regulations or on a form to the like effect. Before submitting the form the practitioner shall obtain the signature of the person concerned to the further estimate and shall not proceed with any treatment other than emergency treatment or treatment specified in column (A) of the Second Schedule to these regulations until approval is given".

(*b*) In paragraph (4) after the word "denture" in the first place where it occurs there shall be inserted the words "dental bridge", and after the words "under paragraph (1)" there shall be inserted the words "or paragraph (1A)".

Given under the official seal of the Minister of Health this twenty-third day of May, nineteen hundred and fifty-two.

(L.S.)

Iain Macleod,
Minister of Health.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations provide for the recovery of the charges for dental treatment authorised by section 2 of the National Health Service Act, 1952.