1988 No. 427

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service (Charges for Drugs and Appliances) Amendment Regulations 1988

Made - - - -	*8th March 1988*
Laid before Parliament	*11th March 1988*
Coming into force -	*1st April 1988*

The Secretary of State for Social Services, in exercise of powers conferred on him by sections 77(1) and (2) and 83(a) of, and paragraph 1 of Schedule 12 to, the National Health Service Act 1977(a) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the National Health Service (Charges for Drugs and Appliances) Amendment Regulations 1988 and shall come into force on 1st April 1988.

(2) In these Regulations "the principal Regulations" means the National Health Service (Charges for Drugs and Appliances) Regulations 1980(b).

Amendment of the principal Regulations

2.—(1) In regulation 7(1) (exemptions) of the principal Regulations after sub-paragraph (a) there is added the following sub-paragraph:—

"(aa) a person who has not attained the age of 19 years and is receiving qualifying full-time education within the meaning of paragraph 7 of Schedule 12 to the Act;"(c)

(2) For each amount specified in column (3) of Schedule 1 to these Regulations, where it appears in the provision of the principal Regulations specified in relation to it in column (1) of that Schedule (the subject matter of which is indicated in column (2) of that Schedule), there is substituted the amount specified in relation to it in column (4) of that Schedule.

Application

3. Regulation 2 of these Regulations applies—

(a) in so far as it amends regulation 3(1) (aa) of the principal Regulations, where the month referred to in that provision commences on or after 1st April 1988;

(a) 1977 c.49. *See* section 128(1) for the definitions of "prescribed" and "regulations". Section 83(a) was amended by the Health Services Act 1980 (c.53) ("the 1980 Act"), Schedule 1, paragraph 64 and paragraph 1 of Schedule 12 was amended by the 1980 Act, Schedule 5, paragraph 1.
(b) S.I. 1980/1503; the relevant amending instrument is S.I. 1987/368.
(c) Paragraph 7 of Schedule 12 was substituted by paragraph 4 of Schedule 5 to the Health Services Act 1980.

(b) in so far as it amends regulation 9(5) of the principal Regulations, where the application referred to in regulation 9(1) of those Regulations is received on or after 1st April 1988;

(c) in any other case, to drugs and appliances supplied on or after 1st April 1988.

Revocation

4. The following provisions of the National Health Service (Charges for Drugs and Appliances) Amendment Regulations 1987**(a)** are hereby revoked:—

(a) regulation 2 and Schedule 1, except to the extent that they amend Schedule 2 to the principal Regulations;

(b) regulation 3(1)(a), (b) and (d).

Signed by authority of the Secretary of State for Social Services.

8th March 1988

Tony Newton
Minister of State,
Department of Health and Social Security

(a) S.I. 1987/368.

Column (1)	Column (2)	Column (3)	Column (4)
Provision in the principal regulations	Subject Matter	Old Amount	New Amount
Regulation 3—	Supply of drugs and appliances by chemists—		
paragraph (1)(aa)	monthly charge for oxygen concentrator	£2·40	£2·60
paragraph (1)(b)	charge for drugs and for appliances not specified in Schedule 1	£2·40	£2·60
paragraph (4)	reduction in sums otherwise payable to chemists	£2·40 (in two places)	£2·60 (in two places)
Regulation 4—	Supply of drugs and appliances by doctors—		
paragraph (1)(b)	charge for drugs and for appliances not specified in Schedule 1	£2·40	£2·60
Regulation 5—	Supply of drugs and appliances to outpatients—		
paragraph (1)(b)	charge for drugs and for appliances not specified in Schedule 1 or 2A	£2·40	£2·60
Regulation 9(5)	Pre-payment certificates of exemption—		
	4 months	£12·50	£13·50
	12 months	£35·00	£37·50
Schedule 1	Charges for elastic hosiery—		
	per item	£2·40	£2·60
	per pair	£4·80	£5·20
Schedule 2A	Charges for tights (per pair)	£4·80	£5·20

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the National Health Service (Charges for Drugs and Appliances) Regulations 1980 by increasing by an average of 7·8 per cent the charges payable for the supply under the National Health Service of drugs and appliances. The amount of each increase in respect of drugs and various appliances is shown in Schedule 1 to these Regulations. In particular, the standard prescription charge in respect of the supply of a drug or appliance (other than certain specified appliances) by a chemist as part of pharmaceutical services is increased from £2·40 to £2·60 and a corresponding increase is made in respect of supply by doctors and to outpatients.

These Regulations add those who have not yet attained the age of 19 years and who are in qualifying full-time education to the list of those exempt from prescription charges.

Regulation 4 of these Regulations revokes regulations which prescribed the amounts of charges which are now superseded.

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