STATUTORY INSTRUMENTS

1975 No. 1987 (S. 272)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Charges) (Scotland) Amendment Regulations 1975

Made - - - -	1*st December* 1975
Laid before Parliament	11*th December* 1975
Coming into Operation	1*st January* 1976

In exercise of the powers conferred on me by sections 39 and 42 of the National Health Service (Scotland) Act 1947(**a**) (as amended by sections 11 and 14 of the National Health Service (Amendment) Act 1949(**b**) and section 64 of and Schedule 6 to the National Health Service (Scotland) Act 1972(**c**)), by section 1 of and the Schedule to the National Health Service Act 1951(**d**) (as amended by section 1 of the National Health Service Act 1961(**e**), by section 64 of and Schedules 6 and 7 to the National Health Service (Scotland) Act 1972 and by section 57 of and Schedule 4 to the National Health Service Reorganisation Act 1973(**f**)), by sections 1, 2 and 7 of the National Health Service Act 1952(**g**) (as amended by sections 1 and 2 of the National Health Service Act 1961, and section 64 of and Schedule 6 to the National Health Service (Scotland) Act 1972), by section 2 of the National Health Service Act 1961, and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the National Health Service (Charges) (Scotland) Amendment Regulations 1975 and shall come into operation on 1st January 1976.

Interpretation

2.—(1) In these regulations—

"the Act of 1947" means the National Health Service (Scotland) Act 1947;

"the health service" means the service established by section 1 of the Act of 1947; and

"the principal regulations" means the National Health Service (Charges) (Scotland) Regulations 1974(**h**).

(2) The Interpretation Act 1889(**i**) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(**a**) 1947 c. 27. (**b**) 1949 c. 93. (**c**) 1972 c. 58. (**d**) 1951 c. 31.
(**e**) 1961 c. 19. (**f**) 1973 c. 32. (**g**) 1952 c. 25.
(**h**) S.I. 1974/522 (1974 I, p. 2136). (**i**) 1889 c. 63.

Amendment of the principal regulations

3. The principal regulations shall be amended as follows—

(*a*) for regulation 5(1) there shall be substituted—

"Subject to paragraph (5) below, the authorised charges specified in the Schedule to the Act of 1951 as varied in terms of section 2(1) of the Act of 1961 in respect of the supply of dentures (including bridges) as described in the said Schedule (as amended by section 5(1) of the Act of 1952) shall be—

(i) for a denture bearing 1, 2 or 3 teeth —£5·40
(ii) for a denture bearing 4 to 8 teeth —£6·00
(iii) for a denture bearing more than 8 teeth —£6·60";

(*b*) for regulation 5(2) there shall be substituted—

"The amount of the charge authorised by section 2 of the Act of 1952 for such general dental services provided under Part IV of the Act of 1947 as are subject to a charge under the said section 2 shall be the current authorised fee or £3·50 whichever is the less.";

(*c*) after regulation 5(2) there shall be added—

"(2A) The maximum charge specified by section 2(2) of the Act of 1952 (maximum charge for services which include some chargeable under the Act of 1951) as varied in terms of section 2(1) of the Act of 1961 shall not exceed £12·00.";

(*d*) in regulation 5(3) the words from "so however" to the end shall be deleted;

(*e*) in regulation 5(5) the words between "Act of 1947" and "as part of a course" shall be deleted, and for the amount "£10·00" there shall be substituted the amount "£12·00";

(*f*) in regulation 6(1) (Supply of lenses), the words "the several parts of" shall be deleted;

(*g*) for regulation 6(2) there shall be substituted—

"(2) (*a*) subject to paragraph (2)(*b*) the charge authorised in respect of the supply under the health service of a lens of any description mentioned in the first column of Schedule 1 to these regulations shall be the amount specified in the second column of that Schedule opposite the description of that lens, but, where more than one pair of glasses is supplied following a new prescription, or a change of prescription, the charge for each lens supplied after the first two shall be reduced by 50p.;

(*b*) Paragraph (2)(*a*) shall not apply to the supply otherwise than under Part IV of the Act of 1947 or pursuant to the provisions of section 6 of the National Health Service (Scotland) Act 1972 of a contact lens to a person to whom children's glasses may be supplied and for whom a contact lens is clinically necessary.";

(*h*) for Schedule 1 there shall be substituted—

" SCHEDULE 1

Column 1	Column 2	
Description of Lens	£	p.
1. Single vision lens (including single vision lenticular, frosted and chavasse lenses) ...	2	25
2. Fused glass bifocal lens	4	25
3. Lens of any other description	5	00".

Transitional

4. These regulations shall apply in relation to a dental or an optical appliance supplied under the health service and in relation to services provided as part of general dental services under Part IV of the Act of 1947 where the examination or testing of sight or the first examination or testing of sight leading to the supply of that appliance or the making of the contract or arrangements in pursuance of which the appliance is supplied or the services are provided as the case may require, takes place after 31st December 1975.

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

New St. Andrew's House,
Edinburgh,
1st December 1975.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the National Health Service (Charges) (Scotland) Regulations 1974 by altering charges for the supply of some dental and optical appliances and the provision of dental treatment under the National Health Service (Scotland) Acts and provide for a further exemption.

The main alterations are:—

(*a*) the amendment of the charge for dental treatment provided under general dental services to the current authorised fee payable to the dentist or £3·50 whichever is the less (Regulation 3(*b*));

(*b*) an amendment of the charge for dentures provided under the health service (Regulation 3(*a*)) and an increase to £12 of the maximum amount payable in respect of any course of treatment including dentures (Regulation 3(*c*));

(*c*) an amendment and simplification of the charges for spectacle lenses;

(*d*) contact lenses clinically necessary for a child and supplied otherwise than under the general ophthalmic or school health services are excluded from optical appliances for which a charge can be made.

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