STATUTORY INSTRUMENTS

1961 No. 907

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service (General Dental Services) Regulations, 1961

Made - - - -	10*th May*, 1961
Laid before Parliament	15*th May*, 1961
Coming into Operation	16*th May*, 1961

The Minister of Health, in exercise of the powers conferred on him by section 1 of the National Health Service Act, 1951(a), section 2 of the National Health Service Act, 1952(b), and section 1 of the National Health Service Act, 1961(c), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

1.—(1) These regulations may be cited as the National Health Service (General Dental Services) Regulations, 1961, and shall come into operation on the sixteenth day of May, 1961.

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

2. The National Health Service (General Dental Services) Regulations, 1954(e), as amended(f), shall be further amended as follows:—

(1) For paragraphs (1) and (3) of regulation 22 (which provides for charges for treatment and appliances supplied by dentists) there shall be substituted respectively the following paragraphs:—

"(1) Subject to the provisions of this regulation a practitioner shall be entitled to make and recover—

(*a*) the appropriate charge specified in the schedule to the National Health Service Act, 1951, as varied by section 1 of the National Health Service Act, 1961, in respect of the supply under these regulations of such dental appliances as are covered by the said schedule; and

(*b*) any charge authorised by section 2 of the National Health Service Act, 1952, as so varied." and

"(3) (*a*) A practitioner providing general dental services for a person who claims exemption, or in respect of whom exemption is claimed, under subsection (4) of section 2 of the said Act of 1952 or under subsection (3) of section 1 of the said Act of 1961 from a charge recoverable under paragraph (1) of this regulation shall obtain from that person or, where regulation 20 applies, from the appropriate person on his behalf, a declaration in support of the claim on part 10 of the dental estimate form or on a form provided for the purpose by the Council.

(a) 14 & 15 Geo. 6. c. 31. (b) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 25.
(c) 9 & 10 Eliz. 2. c. 19. (d) 52 & 53 Vict. c. 63. (e) S.I. 1954/742 (1954 I, p. 1279).
(f) S.I. 1955/604, 1890, 1956/1743, 1957/229, 729, 1763, 1958/2169, 1960/1046 (1955 I, pp. 1263, 1264; 1956 I, p. 1514; 1957 I, pp. 1458, 1471, 1472; 1958 II, p. 1544; 1960 II, p. 2075).

(*b*) It shall be a condition of exemption from a charge referred to in the preceding sub-paragraph that the declaration is made in the form and manner indicated therein and that such documentary evidence of pregnancy or confinement is produced to the Board as they may require."

(2) For part 10 of the dental estimate form set out in Part II of the Fourth Schedule, there shall be substituted the following part:—

"Part 10. To be signed by the PATIENT

I desire treatment under the National Health Service and understand that it is a condition of receiving treatment under the Service that I shall, if required, submit myself for examination by a Dental Officer of the Ministry of Health. I am not at present being treated by another dentist.

(*a*) **Undertaking to be completed so far as applicable**

I undertake to pay the dentist towards the cost of treatment (including any denture or bridge) the sum required under the National Health Service Act, 1951, and the National Health Service Act, 1952, as varied by the National Health Service Act, 1961, or regulations made thereunder, [£ : :] and I understand that the dentist may require me to pay the whole or part of this sum before proceeding with my treatment.

Any payment by the National Assistance Board on my behalf shall be in relief of the whole or part of my undertaking.

(*b*) **Declaration to be completed, so far as applicable, by persons claiming exemption from charges**

I declare that I am:—

(i) an expectant mother and expect my confinement on or about ..... OR the mother of a child born on ..... (*i.e.* within twelve months of the date below) and undertake to provide such documentary evidence of this as may be required.

(ii) aged under 16/21† years at last birthday and was born on .....

(iii) attending full-time ..... School at ..... (Town) (applies only if aged 16 or over and claiming exemption from charges for dentures, addition to or relining of dentures, or bridges).

† delete which of these is not applicable.

* Signature ..... Date .....

Persons knowingly making a false declaration under (*b*) above may be liable to a fine not exceeding £100 or to imprisonment for a term not exceeding three months or to both."

Given under the official seal of the Minister of Health this tenth day of May, nineteen hundred and sixty-one.

(L.S.)

J. Enoch Powell,
Minister of Health.

EXPLANATORY NOTE

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

These regulations amend in consequence of the coming into operation of the National Health Service Act, 1961, the National Health Service (General Dental Services) Regulations, 1954, in relation to the making and recovery of charges for treatment and appliances provided by dental practitioners in the general dental service. The regulations also prescribe the procedure for claiming exemption from these charges.