## GENERAL MEDICAL AND DENTAL AND PHARMACEUTICAL SERVICES

# 1960 No. 1084 (S. 57)

# The National Health Service (General Dental Services) (Scotland) Amendment Regulations, 1960

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| *Made* - - - - | 23*rd June*, 1960 |
| *Laid before Parliament* | 30*th June*, 1960 |
| *Coming into Operation* | 1*st July*, 1960 |

In exercise of the powers conferred upon me by sections 39, 40, 41, 43, 45, 46 and 72 of the National Health Service (Scotland) Act, 1947(**a**), as amended(**b**), section 1 of the National Health Service Act, 1951(**c**), and section 2 of the National Health Service Act, 1952(**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 (General Dental Services) (Scotland) Amendment Regulations, 1960, and shall come into operation on the first day of July, 1960.

(2) The Interpretation Act, 1889(**e**), 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) (Scotland) Regulations, 1955(**f**), as amended(**g**), shall be amended as follows:—

(1) For sub-paragraph (4) (*b*) of paragraph 7 of Part I of the First Schedule (which sub-paragraph provides for variations of or additions to estimates for treatment requiring prior approval), there shall be substituted the following sub-paragraph:

"(4) (*b*) If during the course of treatment in respect of which prior approval of an estimate is required, any variation of or addition to such estimate is found to be necessary, and relates to an item of treatment requiring prior approval, the practitioner shall without delay resubmit the estimate to the Board for approval and the Board may withdraw or vary their original approval in so far as treatment has not yet been carried out in accordance with such approval, or add thereto and, until the decision of the Board is received by the practitioner, the restriction on proceeding with treatment contained in sub-paragraph (3) of this paragraph shall apply;"

(2) For sub-paragraph (5) of the said paragraph (7) (which sub-paragraph prescribes time limits in which practitioners, elsewhere than at a health centre, must complete dental treatment), there shall be substituted the following sub-paragraph:—

"(5) A practitioner shall complete treatment with reasonable expedition and shall, except where orthodontic treatment is involved, not take longer than six months from the date upon which the patient is accepted by him for treatment, or where prior approval of the estimate is required, from the date on which such approval is received by him, as the case may be.

(**a**) 10 & 11 Geo. 6. c. 27. (**b**) 12, 13 & 14 Geo. 6. c. 93. (**c**) 14 & 15 Geo. 6. c. 31.
(**d**) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 25. (**e**) 52 & 53 Vict. c. 63.
(**f**) S.I. 1955/258 (1955 I, p. 1384).
(**g**) S.I. 1955/610, 1956/1266, 1847, 1957/310, 733, 1958/838, 2219 (1955 I, p. 1417; 1956 I, pp. 1601, 1605; 1957 I, pp. 1486, 1499; 1958 II, pp. 1556, 1559).

Provided that :—

(i) the time limit shall be 12 months in the case of treatment including extractions and the consequent provision of dentures ;

(ii) treatment so far as it relates to the provision of dentures shall not be regarded as completed unless the dentures have been delivered to and remain in the possession of the patient ;

(iii) the Council may, on an application in writing by the practitioner, extend the above time limits if the delay in completing treatment is due to the patient's failure to attend for treatment or if the Council are satisfied that there is some other sufficient reason, and may do so although the application is not made until after the time limit has expired."

(3) After paragraph 12 of the said Part I there shall be added the following paragraph :—

" *Dental hygienists*

12A. A practitioner may employ a dental hygienist, being an ancillary dental worker whose name appears on the Roll of Dental Hygienists kept by the General Dental Council in accordance with the provisions of regulations made or having effect under section 41 of the Dentists Act, 1957(a), and such practitioner shall be responsible for all acts and omissions of the dental hygienist."

(4) For paragraph 14 of Part II of the First Schedule (which paragraph prescribes time limits for the completion of dental treatment in health centres), there shall be substituted the following paragraph :—

" 14. A practitioner shall complete treatment with reasonable expedition and shall, except where orthodontic treatment is involved, not take longer than six months from the date upon which the patient is accepted by him for treatment.

Provided that :—

(i) the time limit shall be 12 months in the case of treatment including extractions and the consequent provision of dentures ;

(ii) treatment so far as it relates to the provision of dentures shall not be regarded as completed unless the dentures have been delivered to and remain in the possession of the patient ;

(iii) the Council may, on an application in writing by the practitioner, extend the above time limits if the delay in completing the treatment is due to the patient's failure to attend for treatment or if the Council are satisfied that there is some other sufficient reason, and may do so although the application is not made until after the time limit has expired."

(5) In the Second Schedule (which prescribes treatment for which the prior approval of the Board is required) :—

(i) in columns A and B there shall be deleted the items :—

" 7. (*c*) . . . Apicectomy."

" 8. . . . Gold fillings." ;

(ii) after the item " Crowns " in column B there shall be added the words : " (other than the provision of one post crown where only a single crown is required during a course of treatment)." ;

(a) 5 & 6 Eliz. 2. c. 28.

(iii) after the item "Extractions necessitating the supply of dentures" in column B, there shall be added the words: "(other than the extraction of all the remaining teeth of patients aged 35 years and over)."; and

(iv) after the item "Provision of dentures in vulcanite or acrylic resin" in column B, there shall be added the words: "(other than the initial provision of full upper and full lower dentures following the extration during the same course of treatment of all the remaining teeth of patients aged 35 years and over)."

(6) For the Third Schedule (which prescribes drugs which a dentist may supply to or order for a patient), there shall be substituted the Schedule to these regulations.

(7) The asterisk before item 7 (*c*) in Part II of the Fifth Schedule (which Part prescribes the scale of fees for dentists in respect of conservative treatment) shall be deleted and for item 8 in the said Part II there shall be substituted the following item:—

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| "8. Golding Fillings | ... | £3 0s. 0d. per filling with a maximum for two or more fillings per tooth of £4 10s. 0d." |

Dated this 23rd day of June, 1960.

*John S. Maclay,*
One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

SCHEDULE

"THIRD SCHEDULE

*List of Prescribed Drugs*

Any reference to a drug includes a reference to any ingredient thereof.

Acetylsalicylic Acid
Alum
Benzoic Acid
Borax
Boric Acid
Caffeine
Calcium Gluconate
Calcium Lactate
Chloral Hydrate
Clove Oil
Magnesium Sulphate
Mercurous Chloride
Phenacetin
Phenol
Potassium Bromide

Potassium Chlorate
Potassium Permanganate
Quinine Sulphate
Sodium Bicarbonate
Sodium Chloride
Sodium Perborate
Sodium Sulphite
Tannic Acid
Zinc Chloride
Zinc Sulphate

*Capsules*

Methylpentynol Capsules, B.N.F.
Tetracycline Capsules, B.P.

*Draught*

Chloral Draught, Dental Practitioners' Formulary

*Elixirs*

Cascara Elixir, B.P.
Chloral Elixir for Infants, B.N.F.
Any elixir containing methylpentynol as sole active ingredient

*Emulsions*

Chloroform Emulsion, B.P.C.
Peppermint Emulsion, B.P.C.

*Gargles*

Ferric Chloride Gargle, B.P.C.
Phenol Gargle, B.P.C.
Potassium Chlorate and Phenol Gargle, B.P.C.

*Glycerine*

Borax Glycerin, B.P.C.
Tannic Acid Glycerin, B.P.
Compound Thymol Glycerin, B.P.C.

*Inhalations*

Menthol and Benzoin Inhalation, B.P.C.
Menthol and Eucalyptus Inhalation, B.P.C.

*Lozenges*

Benzalkonium Lozenges, B.P.C.
Benzocaine Lozenges, Dental Practitioner's Formulary
Compound Benzocaine Lozenges, B.P.C.
Formaldehyde Lozenges, B.P.C.
Hydrocortisone Lozenges, B.N.F.
Potassium Chlorate Lozenges, B.P.C.

*Mixtures*

Magnesium Hydroxide Mixture, B.P.
Magnesium Sulphate Mixture, B.P.C

*Mouth-washes*

Alkaline Phenol Mouth-wash, B.P.C.
Compound Sodium Chloride Mouth-wash, B.P.C.
Zinc Sulphate and Zinc Chloride Mouth-wash, B.P.C.

*Paints*

Brilliant Green and Crystal Violet Paint, B.N.F.
Compound Iodine Paint, B.P.C.

*Poultice*

Kaolin Poultice, B.P.

*Solution-tablets*

Mouth-wash Solution-tablets, B.P.C.
Sodium Chloride Solution-tablets, Dental Practitioners' Formulary
Compound Thymol Solution-tablets, B.P.C.

*Solutions*

Amaranth Solution, B.P.C.
Surgical Chlorinated Soda Solution, B.P.
Formaldehyde Solution, B.P.
Hydrogen Peroxide Solution, B.P.
Weak Iodine Solution, B.P.

*Tablets*

Acetomenaphthone Tablets, B.P.
Acetylsalicylic Acid Tablets, B.P.
Compound Acetylsalicylic Acid Tablets, B.P.C.
Soluble Acetylsalicylic Acid Tablets, B.P.
Acetylsalicylic Acid and Phenacetin Tablets, B.P.C.
Acetylsalicylic Acid and Quinine Compound Tablets, Drug Tariff
Strong Compound Aneurine Tablets, B.P.C.
Ascorbic Acid Tablets, B.P.
Calcium Gluconate Tablets, B.P.C.
Calcium Lactate Tablets, B.P.
Calcium Sodium Lactate Tablets, B.P.C.
Calcium with Vitamin D Tablets, B.P.C.
Cascara Tablets, B.P.
Compound Cascara Tablets, B.P.C.
Compound Codeine Tablets, B.P.
Codeine Phosphate Tablets, B.P.
Mercurous Chloride Tablets, B.P.C.
Paracetamol Tablets, B.N.F.
Phenacetin Tablets, B.P.C.
Phenacetin and Caffeine Tablets, B.P.C.
Phenindamine Tablets, B.P.
Promethasine Hydrochloride Tablets, B.P.
Tetracycline Tablets, B.P.

*Tincture*

Pyrethrum Tincture, B.P.C. 1934

*Waters*

Chloroform Water

Peppermint Water

*Barbiturates*

Tablets or capsules of any barbiturate which are included in the Dental Practitioners' Formulary for the time being.

*Penicillin*

Penicillin Lozenges, B.P.C.

Penicillin Tablets, B.P.

Phenoxymethylpenicillin Capsules, B.N.F.

Phenoxymethylpenicillin Tablets, B.N.F.

*Sulphonamides*

Tablets of any sulphonamide which are included in the Dental Practitioners' Formulary for the time being."

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## EXPLANATORY NOTE

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

These regulations further amend the National Health Service (General Dental Services) (Scotland) Regulations, 1955 :—

(*a*) by varying the provisions concerning prior approval by the Scottish Dental Estimates Board of estimates for dental treatment, where a variation or addition to an estimate becomes necessary during treatment ;

(*b*) by providing for the employment of, and responsibility for, dental hygienists by general dental practitioners ;

(*c*) by varying the list of items requiring approval before commencement of treatment ;

(*d*) by substituting a new list of prescribed drugs which a dentist may supply to or order for persons for whom he is providing general dental services ;

(*e*) by providing in the Scale of Fees a fixed fee for gold fillings.