STATUTORY INSTRUMENTS

1961 No. 916 (S. 56)

NATIONAL HEALTH SERVICE, SCOTLAND

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

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

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), and section 1 of the National Health Service Act, 1951(c), section 2 of the National Health Service Act, 1952(d), and section 1 of the National Health Service Act, 1961(e) 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, 1961, and shall come into operation on the 16th day of May, 1961.

(2) The Interpretation Act, 1889(f), 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(g), as amended(h), shall be amended as follows:—

(i) For paragraphs (1) and (3) of Regulation 21 (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 as a debt:—

(*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 mentioned in the said Schedule;

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

"(3) (*a*) A practitioner providing general dental services for a person who claims exemption, or in respect of whom exemption is claimed, under sub-section (4) of section 2 of the said Act of 1952 or under sub-section (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 in Part I of the dental estimate form.

(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) 9 & 10 Eliz. 2. c. 19.
(f) 52 & 53 Vict. c. 63. (g) S.I. 1955/258 (1955 I, p. 1384).
(h) S.I. 1955/610, 1956/1266, 1847, 1957/310, 733, 1958/838, 2219, 1960/1084 (1955 I, p. 1417; 1956 I, pp. 1601, 1605; 1957 I, pp. 1486, 1499; 1958 II, pp. 1556, 1559; 1960 II, p. 2115).

(*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 in Part I of the said form and that such documentary evidence of pregnancy or confinement is produced to the Board as they may require."

(ii) For Part 1 of the dental estimate form set out in Part III of the Fourth Schedule, there shall be substituted the following Part:—

"Part 1. To be completed by the Patient so far as applicable.

(*a*) I desire dental treatment under the National Health Service. I am not under contract with another dentist.

(*b*) I undertake to pay the dentist the sum of £ : : and I understand that the dentist may require me to pay the whole or part of this sum before proceeding with the work.

(*c*) I declare that:

(i) I am under 16/21† years of age and was born on .....;

(ii) I am attending full-time ..... School at ..... (town);

(applies only if over 16 and claiming exemption from charges for dentures, additions to and relining of dentures, or bridges).

(iii) I am an expectant mother and expect my confinement on or about .....;

(iv) I am the mother of a child born on ..... I undertake to provide such documentary evidence as may be required in support of my statement at (iii) or (iv) above.

† Delete whichever of these is not applicable.

*Patient's signature Date

Persons making a false declaration will be liable to a penalty."

Dated this 10th day of May, 1961.

John S. Maclay,

One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

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) (Scotland) Regulations, 1955, 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 provide for the procedure for claiming exemption from these charges.