STATUTORY INSTRUMENTS

1961 No. 915 (S. 55)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Supplementary Ophthalmic 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 on me by sections 42, 45 and 72 of the National Health Service (Scotland) Act, 1947(a), section 1 of the National Health Service Act, 1951(b) and section 1 of the National Health Service Act, 1961(c), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1. These regulations may be cited as the National Health Service (Supplementary Ophthalmic Services) (Scotland) Amendment Regulations, 1961, and shall come into operation on the 16th day of May 1961.

2.—(1) In these regulations, unless the context otherwise requires, the following expressions have the respective meanings hereby assigned to them:—

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

"the Act of 1951" means the National Health Service Act, 1951;

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

3. The National Health Service (Supplementary Ophthalmic Services) (Scotland) Regulations, 1948(e), as amended(f), shall be amended as follows:—

(i) In paragraph (1) of Regulation 9 (which regulation provides for the examination of forms by the Joint Ophthalmic Services Committees) after the words ". . . are satisfied that any glasses prescribed therein are" there shall be inserted the words "of a type and quality set out in the statement referred to in Regulation 3 of these Regulations and are".

(ii) In paragraph (2) of Regulation 9, after the words ". . . are satisfied that" there shall be inserted the words, "the glasses prescribed therein are not of a type and quality set out in the said statement or that".

(iii) In the Third Schedule for Form No. 1 there shall be substituted the form set forth in the Schedule to these regulations.

(a) 10 & 11 Geo. 6. c. 27. (b) 14 & 15 Geo. 6. c. 31. (c) 9 & 10 Eliz. 2. c. 19.
(d) 52 & 53 Vict. c. 63. (e) S.I. 1948/1450 (Rev. XV, p. 955: 1948 I, p. 2571).
(f) S.I. 1950/1603, 1951/861, 1956/41 (1950 I, p. 1559; 1951 I, p. 1412; 1956 I, p. 1612).

4. The National Health Service (General Dental and Supplementary Ophthalmic Services) (Scotland) Regulations, 1951(a), as amended(b) shall be amended as follows :—

(i) For paragraph (1) of Regulation 5 (which regulation provides for the making and recovery of charges for the supply of optical appliances) there shall be substituted the following paragraph:—

"5.—(1) Subject to the provisions of this regulation, an optician shall, in respect of the supply under Part IV of the Act of 1947 of such optical appliances as are described in the Schedule to the Act of 1951, be entitled to make and recover the appropriate charge specified in the said Schedule, as varied by section 1 of the National Health Service Act, 1961."

(ii) After paragraph (2) of Regulation 5 there shall be inserted the following paragraph:—

"(2A) It shall be a condition of exemption under subsection (4) of section 1 of the National Health Service Act, 1961, from a charge payable under section 1 of the Act of 1951 in respect of the supply of lenses—

(*a*) that the date of birth stated in part I of Form No. 1 in the Third Schedule to the existing ophthalmic regulations shall indicate that the person for whom the lenses are supplied was at the relevant time aged ten or more and under sixteen, or

(*b*) in a case where the age of the person is indicated in the said part to be sixteen years or more, that a certificate, given on behalf of an education authority or by or on behalf of the headmaster or proprietor of a school, is submitted to the optician supplying the glasses at the same time as the said form No. 1 is presented certifying that the person for whom the lenses are to be supplied was at the relevant time receiving full-time instruction in a school within the meaning of the Education (Scotland) Act 1946(c), or the Education Act, 1944(d)."

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.

(a) S.I. 1951/861 (1951 I, p. 1412).
(b) S.I. 1956/41 (1956 I, p. 1612).
(c) 9 & 10 Geo. 6. c. 72.
(d) 7 & 8 Geo. 6. c. 31.

SCHEDULE

FORM No. 1

NATIONAL HEALTH SERVICE, SCOTLAND
SUPPLEMENTARY OPHTHALMIC SERVICES
SIGHT TESTING AND SUPPLY OF GLASSES

E.C. Cipher Serial No.

PART I

To be completed by or on behalf of the Applicant (i.e. the person whose sight is to be tested)

Full Christian Names and Surname of Applicant (block letters)
(Mr.)
(Mrs.)
(Miss)

N.H.S. Number

Date of Birth

Present Address

*Permanent Home Address; or *Address when sight last tested } If different from present Address
* Delete as necessary.

Approximate date on which sight was last tested

Previous Surname (if changed since last test)

Has the applicant been supplied with glasses through the National Health Service? (Enter Yes or No).....

If Yes, state

(i) name and address of the person or firm who last tested sight .....

.....

(ii) name and address of the optician who supplied last pair of glasses .....

.....

(N.B.—A False Statement made with Fraudulent Intent may lead to Legal Proceedings)

I certify that the particulars contained in Part I are true to the best of my knowledge and belief

Signature of Applicant..... or in the case of a child under 16 or an invalid the signature of parent, guardian or other person in charge

Date

PART II

To be completed by the Ophthalmic Medical Practitioner or the Ophthalmic Optician and sent to the Joint Ophthalmic Services Committee after Parts IV and V have been completed

Right						Left				
Sph.	Cyl.	Axis	Prism	Base		Sph.	Cyl.	Axis	Prism	Base
					Distance					
					Reading					

Remarks

Name and Address of Ophthalmic Medical Practitioner or Ophthalmic Optician (Rubber stamp or block letters)

The Applicant *requires glasses as prescribed
*does not require glasses
* Delete whichever is not applicable.

Signature of Practitioner or Optician [jointly on his own behalf and on behalf of.....
.....]

Signature .....

Reference No..... Date .....

PART III

For Official Use

Approved

E.C. Cipher
Serial No.

PLEASE DO NOT DETACH THIS PART OF THE FORM

PART IV

To be completed by or on behalf of the Applicant

My sight / The Applicant's sight } (*Delete whichever is not applicable*) has been tested to-day

Signature of Applicant..... Date.....
(or in the case of a child under 16 or an invalid, the signature of parent, guardian or other person in charge)

PART V

To be completed by the Ophthalmic Medical Practitioner or the Ophthalmic Optician

Name and Address of Ophthalmic Medical Practitioner or Ophthalmic Optician to whom payment should be made (Rubber stamp or block letters)

I have tested the Applicant's sight and I accordingly claim payment of £ : :
Signature of Ophthalmic Medical Practitioner or Signature of Ophthalmic Optician [jointly on his own behalf and on behalf of.....
.....]
Signature .....
Reference No..... Date.....

PART VI

For Official Use

Authorised for Payment

PART VII

To be completed by the Optician who supplies the glasses and sent to the Joint Ophthalmic Services Committee after Parts VIII, IX and X have been completed as indicated below

Details of glasses supplied to the Applicant to the prescription overleaf

Description of lenses

Distance

Reading

Description of frames

Distance	Reading
*N.H.S. Frame No.....	*N.H.S. Frame No.....
*New Private Frame	*New Private Frame
*Reglazed Frame	*Reglazed Frame
Obtained ..... (Date)	Obtained ..... (Date)

* Delete as necessary.

	Statement of Fees Charge to E.C.		Charge to Applicant
	Distance (1)	Reading (2)	(3)
	£ s. d.	£ s. d.	£ s. d.
Act lens charge	—	—	.....
Lens right	.....	.....	.....
Lens left	.....	.....	.....
Extras	.....	.....	.....
N.H.S. Frames	.....	.....	.....
Case	.....	.....	.....
Dispensing Fee	.....	.....	.....
Totals			
Total of Columns (1) and (2) less Act lens charge			£ : :

PART VIII

To be completed by or on behalf of the Applicant

I undertake to pay the optician on supply of glasses to the prescription overleaf:—

(1) The charge of £ : : for National Health Service lenses.
(2) The charge of £ : : for National Health Service frames selected by me.
(3) The charge of £ : : for lenses of a special type supplied at my request.
Total £ : :

Signature of applicant..... Date.....
(or in the case of a child under 16 or an invalid, the signature of parent, guardian or other person in charge)

PART IX

To be completed by the Optician who supplies the glasses

Name and Address of Optician to whom payment should be made (Rubber stamp or block letters)

I have supplied the Applicant with the glasses described above and I claim payment of £ : : , from the Executive Council. This sum does not include any amount due from the Applicant.

Signature of Optician [jointly on his own behalf and on behalf of.....
.....
Signature .....]
Reference No..... Date.....

PART X

To be completed by or on behalf of the Applicant

I have been
The Applicant has been } (*Delete whichever is not applicable*) supplied with the glasses described above.

Signature of Applicant..... Date.....
(or in the case of a child under 16 or an invalid, the signature of parent, guardian or other person in charge)

PART XI

For Official Use

Amount
£ : : .

Authorised for payment

EXPLANATORY NOTE

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

The main purpose of these regulations is to amend in consequence of the coming into operation of the National Health Service Act, 1961, the National Health Service (Supplementary Ophthalmic Services) (Scotland) Regulations, 1948, and the National Health Service (General Dental and Supplementary Ophthalmic Services) (Scotland) Regulations, 1951, in relation to the recovery of charges for appliances provided by opticians. They also prescribe the procedure to be followed in claiming exemption from these charges.