

---

STATUTORY RULES OF NORTHERN IRELAND

---

**2006 No. 319**

The Health and Personal Social Services  
(Primary Medical Services) (Miscellaneous  
Amendments) Regulations (Northern Ireland) 2006

PART 2

AMENDMENT OF THE GMS CONTRACTS REGULATIONS

**Amendment of regulation 2 of the GMS Contracts Regulations**

2. In regulation 2 (Interpretation) of the GMS Contracts Regulations—
- (a) in the definition of “immediate family member”, after “spouse” insert “or civil partner”;
  - (b) in the definition of “independent nurse prescriber”, for sub-paragraph (c) substitute the following sub-paragraph—
    - “(c) against whose name in that register is recorded an annotation signifying that he is qualified to order drugs, medicines and appliances as a community practitioner nurse prescriber, a nurse independent prescriber or as a nurse independent/supplementary prescriber;”;
  - (c) in the definition of “prescriber”, after sub-paragraph (a) insert the following sub-paragraph—
    - “(aa) a pharmacist independent prescriber;”;
  - (d) insert the following definition at the appropriate place in the alphabetical order—
    - ““pharmacist independent prescriber” means a person—
    - (a) who is either engaged or employed by the contractor or is a party to the contract,
    - (b) who is registered in the register maintained in pursuance of Articles 6 and 9 of the Pharmacy (Northern Ireland) Order 1976<sup>(1)</sup> or the Register of Pharmaceutical Chemists maintained in pursuance of section 2(1) of the Pharmacy Act<sup>(2)</sup>, and
    - (c) against whose name in that register is recorded an annotation signifying that he is qualified to order drugs, medicines and appliances as a pharmacist independent prescriber;”;

---

(1) S.I. 1976/1213 (N.I. 22)

(2) 1954 c. 61

### **Amendment of regulation 5 of the GMS Contracts Regulations**

3. In regulation 5(2) (general conditions relating to all contracts) of the GMS Contract Regulations, in sub-paragraph (k), before “he has been”, insert “within the period of five years prior to signing the contract or commencement of the contract, whichever is the earlier.”;

### **Amendment of regulation 22 of the GMS Contracts Regulations**

4. In regulation 22 (finance) of the GMS Contract Regulations, in paragraph (1), for “the Board to make payments to the contractor”, substitute, “payments to be made”.

### **Amendment of Schedule 5 of the GMS Contracts Regulations**

5. In Schedule 5 (other contractual terms) to the GMS Contracts regulations—
- (a) in paragraph 45(3) and (4) (terms relating to the provision of dispensing services), after “independent nurse prescriber” at each place where it occurs (three times), insert “or a pharmacist independent prescriber”;
  - (b) in paragraph 48(2) (qualifications of performers), after head (c), add the following head—
    - “(d) a medical practitioner who is undergoing a programme of post-registration supervised clinical practice approved by the Postgraduate Medical Education and Training Board, but only in so far as any medical services such a medical practitioner performs constitute part of that programme.”;
  - (c) in paragraph 54(1), after the word “contract”, insert “, other than a medical practitioner falling within paragraph 48(2)(d),”;
  - (d) in paragraph 60(1) and (2) (which relate to independent nurse prescribers and supplementary prescribers), after “independent nurse prescriber”, at each place where it occurs (seven times), insert “, a pharmacist independent prescriber”;
  - (e) in the heading for paragraph 60, after “independent nurse prescribers” insert “, pharmacist independent prescribers”; and
  - (f) in paragraph 116 (gifts), in sub-paragraph (2)(f), after “spouse”, insert “or civil partner”.