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SCOTTISH STATUTORY INSTRUMENTS

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**2007 No. 389**

**The National Health Service (Charges for Drugs and Appliances) (Scotland) (No. 2) Regulations 2007**

**Revocations and transitional provisions**

**10.**—(1) The Regulations specified in column 1 of Schedule 5 are hereby revoked.

(2) Notwithstanding the provisions of paragraph (1) and without prejudice to the provisions of section 16 of the Interpretation Act 1978<sup>(1)</sup>—

(a) the provisions of the 2001 Regulations shall continue to apply on and after 1st October 2007—

(i) in respect of any drugs or appliances supplied prior to 1st April 2007;

(ii) in respect of any claims for refunds in respect of charges paid for drugs or appliances supplied prior to 1st April 2007;

(iii) in respect of any appliance listed in Schedule 3 where the examination or first examination leading to the supply of that appliance took place prior to 1st April 2007;

(b) the provisions of the revoked 2007 Regulations shall continue to apply on and after 1st October 2007—

(i) in respect of any drugs or appliances supplied between 1st April 2007 and 30th September 2007;

(ii) in respect of any claims for refunds in respect of charges paid for drugs or appliances supplied between 1st April 2007 and 30th September 2007;

(iii) in respect of any appliance listed in Schedule 3 where the examination or first examination leading to the supply of that appliance took place between 1st April 2007 and 30th September 2007; and

(c) (i) any exemption certificate issued by or on behalf of a Health Board under regulation 7 of the 2001 Regulations or regulation 7 of the revoked 2007 Regulations; and

(ii) any pre-payment certificate issued by or on behalf of a Health Board under regulation 8 of the 2001 Regulations or regulation 8 of the revoked 2007 Regulations,

shall be valid for the purposes of these Regulations, as if such certificates had been issued under regulation 7 or regulation 8 respectively of these Regulations.