



# Road Traffic (NHS Charges) Act 1999

## 1999 CHAPTER 3

### *Certificates of NHS charges*

#### **2 Applications for certificates of NHS charges**

- (1) Before a person makes a compensation payment in respect of the injury or death of a traffic casualty, he may apply to the Secretary of State for a certificate under this section.
- (2) If the Secretary of State receives an application under subsection (1), he must arrange for a certificate to be issued as soon as is reasonably practicable.
- (3) Such a certificate is to be known as a “certificate of NHS charges” but is referred to generally in this Act as a “certificate”.
- (4) A certificate may provide that it is to remain in force—
  - (a) until a specified date;
  - (b) until the occurrence of a specified event; or
  - (c) indefinitely.
- (5) A person may apply under subsection (1) for a fresh certificate from time to time.
- (6) Subsection (2) does not require the Secretary of State to arrange for a fresh certificate to be issued to a person applying under subsection (5) if, when the application is received, a certificate issued to the applicant in respect of the casualty is still in force; but the Secretary of State may arrange for a fresh certificate to be issued so as to have effect on the expiry of the current certificate.
- (7) If a certificate expires, the Secretary of State may arrange for a fresh certificate to be issued without an application having to be made.
- (8) In the circumstances mentioned in subsection (9), a person who has made a compensation payment in respect of the injury or death of a traffic casualty must apply to the Secretary of State for a certificate.
- (9) The circumstances are that—
  - (a) at the time the payment is made—

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*Status: This is the original version (as it was originally enacted).*

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- (i) no certificate has been issued to him in respect of the casualty; or
    - (ii) if such a certificate has been issued to him, it is no longer in force; and
  - (b) no application for a certificate has been made by him during the prescribed period ending immediately before the day on which the compensation payment is made.
- (10) An application for a certificate must be made in the prescribed manner and, in the case of an application under subsection (8), within the prescribed period.
- (11) On receiving an application under subsection (8), the Secretary of State must arrange for a certificate to be issued as soon as is reasonably practicable.
- (12) The Secretary of State may arrange for certificates to be issued by electronic means.