

SCHEDULES

SCHEDULE 4

AMENDMENTS OF THE NATIONAL HEALTH SERVICE ACT 2006

PART 6

OPHTHALMIC SERVICES

- 54 (1) Section 115 (duty relating to primary ophthalmic services) is amended as follows.
- (2) In subsection (1), for the words from the beginning to “area,” substitute “The Board must exercise its powers so as to secure the provision throughout England”.
- (3) After that subsection insert—
- “(1A) Arrangements made for the purposes of subsection (1) may include arrangements for the performance of a service outside England.”
- (4) For subsection (4) substitute—
- “(4) The Board may (in addition to any other power conferred on it) make such arrangements for the provision of primary ophthalmic services as it considers appropriate; and it may, in particular, make contractual arrangements with any person.
- (4A) Arrangements made for the purposes of subsection (4) may include arrangements for the performance of a service outside England.”
- (5) In subsection (5), for “Each Primary Care Trust” substitute “The Board”.
- (6) Omit subsection (6).
- (7) In subsection (9), in paragraph (b), for “(d)” substitute “(e)”.
- (8) For the cross-heading preceding that section substitute “Duty of the Board in relation to primary ophthalmic services”.
- 55 (1) Section 117 (general ophthalmic services contracts: introductory) is amended as follows.
- (2) In subsection (1), for “A Primary Care Trust” substitute “The Board”.
- (3) In subsections (3) and (5), for “the Primary Care Trust” substitute “the Board”.
- (4) In subsection (4), for paragraph (b) substitute—
- “(b) services which are to be performed outside England.”
- 56 In section 118 (persons eligible to enter into general ophthalmic services contracts), in subsection (1), for “A Primary Care Trust” substitute “The Board”.

Status: This is the original version (as it was originally enacted).

- 57 In section 119 (exclusion of contractors), for “a Primary Care Trust” substitute “the Board”.
- 58 In section 120 (general ophthalmic services contracts: payments), in subsection (3) (d), for “a Primary Care Trust” substitute “the Board”.
- 59 In section 121 (general ophthalmic services contracts: other required terms), in subsection (3)(a), for “a Primary Care Trust” substitute “the Board”.
- 60 (1) Section 123 (persons performing primary ophthalmic services) is amended as follows.
- (2) In the following provisions, for “a Primary Care Trust” substitute “the Board”—
- (a) subsection (1), in each place it occurs,
 - (b) subsection (3)(j),
 - (c) subsection (4)(a), (b) and (d), and
 - (d) subsection (7)(a) and (b).
- (3) In subsection (2), for paragraph (b) substitute—
- “(b) the Board is responsible for an ophthalmic service if it secures its provision by or under any enactment.”
- (4) In subsection (3), in paragraph (c), omit the words from “as to” to “, and”.
- 61 (1) Section 124 (primary ophthalmic services: assistance and support) is amended as follows.
- (2) In subsection (1)—
- (a) for “A Primary Care Trust” substitute “The Board”, and
 - (b) at the end insert “or primary ophthalmic services that fall within section 115(4)”.
- (3) In subsection (2)—
- (a) for “a Primary Care Trust” substitute “the Board”, and
 - (b) for “the Primary Care Trust” substitute “the Board”.
- 62 (1) Section 125 (Local Optical Committees) is amended as follows.
- (2) In subsection (1), for the words from the beginning to “other Primary Care Trusts” substitute “The Board may recognise a committee formed for an area”.
- (3) In subsection (3)—
- (a) in paragraph (a), omit “, whether under section 115(4)(a), or”, and
 - (b) in paragraph (b), for “the Primary Care Trust” substitute “the Board”.
- (4) In subsection (7), for “a Primary Care Trust” substitute “the Board”.
- (5) In subsection (10)—
- (a) for “A Primary Care Trust” substitute “The Board”, and
 - (b) in paragraphs (a) and (b), for “the Primary Care Trust” substitute “the Board”.