
 STATUTORY INSTRUMENTS

1982 No. 333 (S.47)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Dental and Optical Charges)
(Scotland) Amendment Regulations 1982

Made - - - -	8th March 1982
Laid before Parliament	11th March 1982
Coming into Operation	1st April 1982

In exercise of the powers conferred on me by sections 70, 71 and 108(1) of and paragraphs 2 and 3 of Schedule 11 to the National Health Service (Scotland) Act 1978 (a) and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Health Service (Dental and Optical Charges) (Scotland) Amendment Regulations 1982 and shall come into operation on 1st April 1982.

(2) In these regulations, “the principal regulations” means the National Health Service (Dental and Optical Charges) (Scotland) Regulations 1979 (b).

Amendment of principal regulations

2. In regulation 2(1) of the principal regulations—

- (a) in the definition “appropriate charge” the words “or (2) (special dental treatment)” shall be omitted;
- (b) in the definition “relevant service” the words “and any special dental treatment” shall be omitted; and
- (c) the definition “special dental treatment” shall be omitted.

3.—(1) In regulation 3(b) of the principal regulations after the semi-colon insert the word “and”.

(2) In regulation 3(c) of the principal regulations the words “but not including the provision of special dental treatment; and” shall be omitted.

(3) Regulation 3(d) of the principal regulations shall be omitted.

4. For regulation 6 of the principal regulations, there shall be substituted the following regulation—

“Charges for dental treatment

6.—(1) Subject to paragraphs (3) and (4) and to regulation 8 the amount of the charge authorised by section 71(1) of the Act for the provision as part of general dental services—

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- (a) 1978 c.29; paragraphs 2 and 3 of Schedule 11 were amended by the Health Services Act 1980 (c.53), section 25(2) and Schedule 5, paragraphs 6 and 7 respectively.
 - (b) S.I. 1979/705; the relevant amending instruments are S.I. 1980/369, 1221, 1981/359.

- (a) of any one or more of the treatments specified in paragraph (2) which is subject to a charge under section 71(1) of the Act shall be either—
- (i) where such treatment to any tooth involves the use of an alloy containing 45% or more fine gold, £48 for the restoration of that tooth or the current authorised fee for such treatment to that tooth whichever is the less; or
 - (ii) in all other cases £24 for any tooth restored by such treatment or the current authorised fee for such treatment to that tooth whichever is the less;
- (b) of any item of service other than is specified in paragraph 1(a) which is subject to a charge under section 71(1) of the Act shall be £13 or the current authorised fee for that item of service, whichever is the less.
- (2) The treatments referred to in paragraph (1)(a) are—
- (a) crowns, inlays, pinlays or gold fillings, and
 - (b) fillings, other than root fillings, of any material in a tooth for which a treatment mentioned in sub-paragraph (a) above is provided as part of the same course of treatment.
- (3) For the purposes of paragraph (1) the amount of the current authorised fee where it is such amount as the Dental Estimates Board may in its discretion approve, whether or not subject to a maximum, is—
- (a) if the Board has approved a fee, the amount of the fee so approved notwithstanding any subsequent variation of that amount on appeal (a);
 - (b) if the Board has refused to approve a fee, the amount of any fee authorised for it on appeal (a).
- (4) No charge shall be payable—
- (a) for the recalled attendance of a dentist to re-open the surgery and provide emergency treatment at a time when the surgery would not normally be open;
 - (b) in respect of a visit to a patient by a dentist.”
5. Regulation 7 of the principal regulations shall be omitted.
6. For regulation 8 of the principal regulations there shall be substituted the following regulation—
- “*Maximum charges*
8. The amount of the charge which may be made and recovered pursuant to the provisions of regulations 5 and 6 in respect of any contract or arrangement for the provision of general dental services, shall not in the aggregate exceed—
- (a) in respect of the services to which regulation 6(1)(b) applies, £13;
 - (b) subject to paragraph (a), in any case or combination of cases, £90.”
7. For paragraph (1) of regulation 9 of the principal regulations there shall be substituted the following new paragraph—

(a) See S.I. 1974/504, regulation 19.

“9.—(1) Subject to paragraphs (2), (3) and (4) the amount of the charge in respect of the supply of any lens (not forming part of children’s glasses)

(a)—

- (a) described in column (1) of Part I of Schedule 2, shall, subject to sub-paragraph (d) be the amount set out in column (2), (3) or (4) of that Part as the case may require according to the variation of that description given at the head of the said column (2), (3) or (4);
- (b) described in column (1) of Part II of Schedule 2, shall, subject to sub-paragraph (d) be the amount set out in column (2) or (3) of that Part as the case may require according to the variation of that description at the head of the said column (2) or (3);
- (c) described in column (1) of Part III of Schedule 2, shall, subject to sub-paragraph (d) be the amount set out in column (2) of that Part in respect of such lens;
- (d) described in column (1) of Part IV of Schedule 2, shall be increased by the amount set out in column (2) or (3) as the case may require according to the variation of that description given at the head of the said column (2) or (3).”

8. In regulation 9(2) of the principal regulations for the amount “75p” there shall be substituted the amount “80p”.

9. After paragraph 3 of regulation 9 of the principal regulations there shall be added the following paragraph—

“(4) The maximum amount of the charge in respect of the supply of any lens pursuant to paragraph (1) shall be £15.”

10. For Schedule 1 to the principal regulations there shall be substituted the following Schedule—

(a) See paragraph 2(1) of Schedule 11 to the National Health Service (Scotland) Act 1978.

“ SCHEDULE 1		Regulation 5(1)
CHARGES FOR DENTAL APPLIANCES		
Column 1	Column 2 Charge £	
<i>Description of Appliance</i>		
1. A metal or porcelain based denture		
having 1 to 3 teeth	37.00
having 4 to 8 teeth	39.00
having more than 8 teeth	41.00
2. More than one metal or porcelain based denture		74.00
3. A denture based in materials other than metal or porcelain		
having 1 to 3 teeth	20.00
having 4 to 8 teeth	21.00
having more than 8 teeth	22.00
4. More than one denture based in materials other than metal or porcelain	35.00

NOTE: A bridge, whether fixed or removable which takes the place of any teeth is deemed to be a denture having that number of teeth (a).”

11. For Schedule 2 to the principal regulations there shall be substituted the following Schedule:—

“SCHEDULE 2		Regulation 9	
OPTICAL APPLIANCES			
PART I			
Single-Vision Glass Lenses (Curved or Flat)			
(1)	(2)	(3)	(4)
<i>Spherical Power (plus or minus)</i>	<i>Spherical</i>	<i>Cylindrical or Sphero-cylindrical Cylindrical Power (plus or minus)</i>	
		0.25 to 2.00	2.25 or more
Plano to 2.00	£3.70	£4.15	£4.85
2.25 to 4.00	£3.85	£4.35	£5.25
4.25 to 6.00	£4.05	£4.95	£5.65
6.25 to 8.00	£6.05	£7.00	£7.85
8.25 or more	£6.80	£8.60	£9.25

(a) See paragraph 6 of Schedule 11 to the National Health Service (Scotland) Act 1978.

PART II

Solid Glass Bifocal Lenses

(1) <i>Segment Size</i>	(2) <i>Spherical</i>	(3) <i>Astigmatic</i>
38 mm	£10.15	£11.10
45 mm	£12.35	£13.30
22 mm	£13.65	£14.60

PART III

(1) <i>Description of Lens</i>	(2) <i>Amount of Charge</i>
Single-Vision Plastic, lenticular, frosted or chavasse lens	£4.15
Fused glass spherical bifocal lens	£8.40
Fused glass astigmatic bifocal lens	£9.15
Lens of any other description	£7.90

PART IV

Additional Charges

(1) <i>Description of Lens</i>	(2) <i>Incorporation of Worked Prism</i>	(3) <i>Incorporation of Tint</i>
Single-vision lens up to 6.00 spherical or 4.00 cylindrical over 6.00 spherical or 4.00 cylindrical	£2.35	£2.00
	£1.45	
Bifocal lens	£1.00	£4.00 "

Application

12. These regulations shall apply only in relation to—

- (a) the supply of dental or optical appliances otherwise than under Part II of the Act where the examination or testing of sight (otherwise than under that Part) leading to the supply of those appliances, or the first such examination or testing takes place after 31st March 1982;
- (b) the provision of general dental services, where the contract or arrangement leading to the supply as part of those services of a dental appliance or to the provision other than such supply of dental services takes place after that date;
- (c) the supply of optical appliances under Part II of the National Health Service (Scotland) Act 1978 where the testing of sight leading to the supply of those appliances or the first such testing takes place after that date.

New St. Andrew's House,
Edinburgh.
8th March 1982.

George Younger,
One of Her Majesty's Principal
Secretaries of State.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations further amend the National Health Service (Dental and Optical Charges) (Scotland) Regulations 1979 by increasing the charges for the supply of certain dental and optical appliances and for the provision of dental treatment under the National Health Service (Scotland) Act 1978. They revoke Regulation 7 of those regulations (which made provision for special dental treatment) and provide for all treatment to be included in the general charging provision of Regulation 6. Consequential amendments are made to Regulations 2, 3 and 6.

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