
 S T A T U T O R Y I N S T R U M E N T S

1983 No. 1172 (S. 104)**NATIONAL HEALTH SERVICE, SCOTLAND****The National Health Service (Charges for Drugs and Appliances)
(Scotland) Amendment (No. 2) Regulations 1983**

<i>Made</i> - - - - -	26th July 1983
<i>Laid before Parliament</i>	10th August 1983
<i>Coming into Operation</i>	1st September 1983

In exercise of the powers conferred on me by sections 69(1) and (3) and 108(1) of and paragraph 1(2) 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 (Charges for Drugs and Appliances) (Scotland) Amendment (No. 2) Regulations 1983 and shall come into operation on 1st September 1983.

(2) In these regulations, “the principal regulations” means the National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations 1980(b).

Amendment of the principal regulations

2. In regulation 4(1) of the principal regulations (supply of drugs and appliances by doctors),

- (a) for the words “the Medical Services Regulations or of his terms of service,” there shall be substituted the words “regulation 30 of the Medical Services Regulations (and otherwise than under paragraph 15(1) of Schedule 1 to those regulations),”; and
- (b) sub-paragraph (ii) and the word “or” preceding it shall be revoked.

New St. Andrew’s House,
Edinburgh.
26th July 1983.

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

(a) 1978 c. 29.

(b) S.I. 1980/1674; the relevant amending instruments are S.I. 1982/332 and 1983/334.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend regulation 4(1) of the National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations 1980 (“the principal regulations”), which make provision for the charges for the supply of drugs and appliances which a doctor, who provides pharmaceutical services, is required to make and recover from a patient.

The amendments made by these regulations restrict the scope of regulation 4(1) of the principal regulations by confining it to where a doctor provides pharmaceutical services under regulation 30 of the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations 1974 (S.I. 1974/506) (arrangements for supply by doctors of drugs and appliances). It also makes it clear that it does not include any case where a doctor supplies any drug or appliance under paragraph 15(1) of Schedule 1 to those regulations (which makes provision for a doctor supplying any drug or appliance for the immediate treatment of a patient or for personal administration).

As a consequence, it is no longer necessary to make an express exemption in regulation 4(1) of the principal regulations for the case where the drug or appliance is supplied for immediate treatment and sub-paragraph (ii) of that regulation is accordingly revoked.

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