
 STATUTORY INSTRUMENTS

1986 No. 1571 (S. 120)

NATIONAL HEALTH SERVICE, SCOTLAND

**The National Health Service (General Dental Services)
(Scotland) Amendment Regulations 1986**

Made - - - - - 8th September 1986

Laid before Parliament 10th September 1986

Coming into Operation 1st October 1986

The Secretary of State, in exercise of the powers conferred on him by sections 25 (1) and (2) and 108(1) of the National Health Service (Scotland) Act 1978(a) and of all other powers enabling him in that behalf, hereby makes the following regulations:-

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Health Service (General Dental Services) (Scotland) Amendment Regulations 1986 and shall come into operation on 1st October 1986.

(2) In these regulations “the principal regulations” means the National Health Service (General Dental Services) (Scotland) Regulations 1974(b).

Amendment of the principal regulations

2. In regulation 2(1) of the principal regulations (interpretation) -

(a) after the definition of “patient” there shall be inserted the following definition:-

““preventive treatment” means such treatment as is mentioned in Schedule 1 Part I paragraph 9A to these regulations;”;

(b) in the definition of “treatment” -

(i) after the words “any such treatment” the word “and” shall be omitted;

(ii) after the words “in accordance with these regulations” the full stop shall be deleted and there shall be inserted the words “and, where a dentist provides preventive treatment for a patient, that treatment.”.

3. In Part I of Schedule 1 to the principal regulations (terms of service) -

(a) in paragraph 2 (standard of service)(c) -

(a) 1978 c.29.

(b) S.I. 1974/505; relevant amending instruments are S.I. 1974/2048, 1980/1220, 1981/900, 1984/1491 and 1985/1552.

(c) Paragraph 2 was amended by S.I. 1974/2048.

- (i) after the words "of the Board)" in sub-paragraph (1)(b) there shall be inserted the words "or is preventive treatment,";
 - (ii) after sub-paragraph (1)(b) the following paragraph shall be inserted:-
“(bb) where the treatment provided is preventive treatment, and subject to the provisions of paragraph 10, provide and complete satisfactorily such preventive treatment, to the extent that the patient is willing to undergo it;”;
- (b) in paragraph 7(1) (use of dental estimate form)(a) -
- (i) in paragraph (d) between the words "shall," and "at the appropriate time" there shall be inserted the words "except in respect of preventive treatment,";
 - (ii) in paragraph (f)(b), after the word "treatment" there shall be inserted the words ",other than preventive treatment,";
 - (iii) after paragraph (f) there shall be inserted the following paragraphs:-
 - (g) shall, in respect of preventive treatment, at the appropriate time complete each relevant part of the appropriate dental estimate form in accordance with instructions for the completion of such forms and shall in particular set out, if the patient is not willing to undergo the whole of that treatment, particulars of such part as the patient is willing to undergo;
 - (h) shall not, in completing the appropriate dental estimate form in respect of preventive treatment, set out treatment not necessary in his opinion to maintain dental health.”;
- (c) after paragraph 9 (use of special forms)(c) there shall be inserted the following paragraph:-
“*Preventive treatment*
9A. A dentist may undertake the application of topical fluoride preparations to persons under the age of 16 where necessary to maintain dental health.”.

John J. MacKay,
Parliamentary Under Secretary of State,
Scottish Office.

New St. Andrew's House,
Edinburgh.
8th September 1986.

(a) Paragraph 7(1) was amended by S.I. 1985/1552.
(b) Paragraph 7(1)(f) was re-lettered by S.I. 1985/1552.
(c) Paragraph 9 was amended and partially revoked by S.I. 1980/1220.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend the National Health Service (General Dental Services) (Scotland) Regulations 1974.

They enable dentists to provide as preventive treatment the application of topical fluoride to persons under 16. They specify the standard of service for preventive treatment and make consequential amendments.

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