
STATUTORY INSTRUMENTS

1991 No. 509

**NATIONAL HEALTH SERVICE,
ENGLAND AND WALES**

**The National Health Service Trusts (Pharmaceutical
Services Remuneration—Special Arrangement) Order 1991**

<i>Made</i>	- - - -	<i>6th March 1991</i>
<i>Laid before Parliament</i>		<i>11th March 1991</i>
<i>Coming into force</i>	- -	<i>1st April 1991</i>

The Secretary of State for Health, in exercise of powers conferred by section 103(3) and 126(4) of the National Health Service Act 1977⁽¹⁾ and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the National Health Service Trusts (Pharmaceutical Services Remuneration—Special Arrangement) Order 1991 and shall come into force on 1st April 1991.

(2) In this Order “the Act” means the National Health Service Act 1977.

Payments in respect of pharmaceutical services

2. Where, under Part II of the Act—

- (a) a Family Health Services Authority has paid remuneration to any person for pharmaceutical services provided by him, and
- (b) the pharmaceutical services consist of the supply of drugs, medicines or listed appliances ordered by a medical practitioner or a dental practitioner in pursuance of the functions of an NHS trust,

that NHS trust shall have the function of paying to that Family Health Services Authority the sum which that Authority, in accordance with arrangements made under section 41 of the Act⁽²⁾, has paid to the person providing the pharmaceutical services.

(1) 1977 c. 49; section 103(3) was inserted by paragraph 18(9) of Schedule 9 to the National Health Service and Community Care Act 1990 (c. 19) (“the 1990 Act”) and section 128(1) was amended by section 26(2)(d) of the 1990 Act so as to add a definition of “NHS trust”.

(2) See S.I. 1974/160, regulation 28 as amended by S.I. 1985/955, regulation 2(6).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signed by authority of the Secretary of State for Health.

6th March 1991

Virginia Bottomley
Minister of State,
Department of Health

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order enables Family Health Services Authorities to claim reimbursement from NHS trusts for the cost of drugs, medicines or listed appliances which have been ordered by a doctor or dentist in pursuance of the functions of the NHS trust for dispensing in the community.