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STATUTORY INSTRUMENTS

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**2000 No. 602**

**NATIONAL HEALTH SERVICE, ENGLAND**

**The National Health Service (Charges to  
Overseas Visitors) Amendment Regulations 2000**

<i>Made</i>	- - - -	<i>7th March 2000</i>
<i>Laid before Parliament</i>		<i>8th March 2000</i>
<i>Coming into force</i>	- -	<i>1st April 2000</i>

The Secretary of State for Health, in exercise of the powers conferred by sections 121 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 Regulations:

**Citation, commencement and extent**

1.—(1) These Regulations may be cited as the National Health Service (Charges to Overseas Visitors) Amendment Regulations 2000.

(2) These Regulations extend only to England.

**Amendment of Regulations**

2. The National Health Service (Charges to Overseas Visitors) Regulations 1989(2) are amended as follows—

(a) by the insertion, after the definition of “overseas visitor” in regulation 1(2), of the following definition—

““Primary Care Trust” means a Primary Care Trust established under section 16A of the National Health Service Act 1977;”;

(b) by the insertion, in the definition of “services forming part of the health service”, in regulation 1(2)—

(i) after the words “NHS trust” of the words “or a Primary Care Trust ”,

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(1) 1977 c. 49; section 121 was amended by section 7(12) and (14) of the Health and Medicines Act 1988 (c. 49); section 126(4) was amended by section 65(2) of the National Health Service and Community Care Act 1990 (c. 19) and by paragraph 37(6) of Schedule 4 to the Health Act 1999 (c. 8); see section 128(1) of the National Health Service Act 1977 for the definition of “regulations”. The functions of the Secretary of State under sections 121 and 124(6) are, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by article 2(a) of The National Assembly for Wales (Transfer of Functions) Order 1999, S.I.1999/672 as amended by section 66(5) of the Health Act 1999.

(2) S.I. 1989/306 as amended by S.I. 1991/438 and 1994/1535.

- (ii) after the words “provided under” of the words “section 18A(4) or (5) of the Act (accommodation and services for private patients of Primary Care Trusts and powers of Primary Care Trusts to make more income available),”;
- (c) by the insertion in regulation 1(2), in the definition of “treatment the need for which arose during the visit”, after the words “Authority or NHS trust” of the words “, or a Primary Care Trust”;
- (d) by the insertion in paragraphs (1) and (2) of regulation 2 after the words “ Authority or NHS trust” in each place where they occur of the words “ , or a Primary Care Trust”;
- (e) by the insertion in paragraph (a) of regulation 4, after the words “ Authority or NHS trust” of the words “, or Primary Care Trust”;
- (f) by the insertion in paragraphs (1) and (2) of regulation 8 after the words “ Authority or NHS trust” in each place where they occur of the words “ , or a Primary Care Trust”;
- (g) by the deletion from Schedule 2 of the entry “Hong Kong”.

Signed by authority of the Secretary of State for Health

7th March 2000

*Gisela Stuart*  
Parliamentary Under Secretary of State,  
Department of Health

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the National Health Service (Charges to Overseas Visitors) Regulations 1989 (“the 1989 Regulations”).

The principal amendments reflect the establishment from 1st April 2000 of Primary Care Trusts under section 16A of the National Health Service Act 1977 (as inserted by the Health Act 1999). The Regulations also remove Hong Kong from Schedule 2 to the 1989 Regulations (countries or territories in respect of which the United Kingdom Government has entered into a reciprocal agreement).