
STATUTORY INSTRUMENTS

2013 No. 349

The National Health Service (Pharmaceutical and
Local Pharmaceutical Services) Regulations 2013

PART 5

Specific grounds for refusal or deferral of applications
under Parts 3 and 4 which are not linked to fitness grounds

Refusal: same or adjacent premises

31.—(1) An application—

- (a) for inclusion in a pharmaceutical list by a person not already included; or
- (b) by a person already included in a pharmaceutical list for inclusion also in respect of premises other than those already listed in relation to that person,

must be refused where paragraph (2) applies.

(2) This paragraph applies where—

- (a) a person on the pharmaceutical list (which may or may not be the applicant) is providing or has undertaken to provide pharmaceutical services (“the existing services”) from—
 - (i) the premises to which the application relates, or
 - (ii) adjacent premises; and
- (b) the NHSCB is satisfied that it is reasonable to treat the services that the applicant proposes to provide as part of the same service as the existing services (and so the premises to which the application relates and the existing listed chemist premises should be treated as the same site).