
WELSH STATUTORY INSTRUMENTS

2001 No. 2133

The National Health Service (General Dental Services) (Amendment) (Wales) Regulations 2001

Amendment of Schedule 1 to the principal Regulations

7.—(1) Schedule 1 to the principal Regulations (terms of service for dentists) is amended as follows.

- (2) In paragraph 16 (mixing of general dental services and private care and treatment)—
 - (a) at the end of sub-paragraph (3)(a) delete “and”; and
 - (b) after sub-paragraph (3)(b) delete “.” and add—
 - “or;
 - (c) where the treatment involves the administration of general anaesthesia, in which case the treatment shall be provided wholly under general dental services or wholly privately.”.
- (3) In paragraph 21 (general anaesthesia and sedation)—
 - (a) in sub-paragraph (1) for “Where a dentist”, substitute “Subject to his name being included in the Health Authority’s general anaesthesia list, where a dentist”;
 - (b) in sub-paragraph (1)(a) for “a doctor or other dentist experienced in the administration of general anaesthesia” substitute “an appropriately qualified doctor”; and
 - (c) after sub-paragraph (3) add—
 - “(4) In this paragraph “an appropriately qualified doctor” means a doctor who is—
 - (a) on the specialist register of the General Medical Council as an anaesthetist; or
 - (b) working under supervision as part of a Royal College of Anaesthetists' approved training programme; or
 - (c) an anaesthetist, other than a consultant anaesthetist employed by a health service hospital, under the supervision of a named consultant anaesthetist employed by the anaesthetic department of the same health service hospital.”.
- (4) In paragraph 27A (completion of claim forms)—
 - (a) at the end of sub-paragraph (1)(b), delete “,” and add—
 - “; or
 - (c) entitlement to a free clinical examination and any report on that examination under regulation 3(2)(f) of the National Health Service (Dental Charges) Regulations 1989,”⁽¹⁾
- (5) After paragraph 33 (premises etc) insert—

(1) S.I.1989/394, as amended by S.I.1991/581, 1992/369, 1993/419, 1994/530, 1995/444, 1996/389, 1997/558, 1998/490 and 2221, 1999/544, 2000/977 (W.47) and 2001/1359 (W.87)

“Premises: general anaesthesia

33A.—(1) A dentist whose name has been included in the general anaesthesia list shall notify the Health Authority of any change of address of his practice premises, and inform the Health Authority whether he wishes to perform treatment under general anaesthesia at his new practice premises.

(2) Where the dentist informs the Health Authority that he does not wish to perform treatment under general anaesthesia at his new practice premises, the Health Authority shall remove the dentist’s name from its general anaesthesia list forthwith.

(3) Where the dentist informs the Health Authority that he wishes to perform treatment under general anaesthesia at his new practice premises, he shall apply to the Health Authority in writing to continue to be included in its general anaesthesia list.

(4) The provisions of paragraphs (6) to (13) of regulation 5D shall be applied to an application under paragraph (3) as if it were an application for inclusion in the general anaesthesia list.

(5) The dentist shall not provide treatment under general anaesthesia at his new practice premises unless his application or, in the case of an appeal, his appeal is determined in his favour.

(6) A dentist whose name is included in the general anaesthesia list shall, at any time during the hours which his practice premises are usually open for the provision of general dental services, admit a dental officer or a person authorised by the Health Authority for the purpose of inspecting any of his practice premises at which treatment under general anaesthesia is or may be provided, whether or not notice has been given.”.

(6) In paragraph 40 (general anaesthetics), for “a doctor or another dentist”, substitute “an appropriately qualified doctor”.