



CYNULLIAD CENEDLAETHOL CYMRU

NATIONAL ASSEMBLY FOR WALES

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

2007 Rhif 122 (Cy.12)

2007 No. 122 (W.12)

**Y GWASANAETH IECHYD
GWLADOL, CYMRU**

**NATIONAL HEALTH
SERVICE, WALES**

Rheoliadau'r Gwasanaeth Iechyd
Gwladol (Gwasanaethau
Offthalmig Cyffredinol) (Diwygio)
(Cymru) 2007

National Health Service (General
Ophthalmic Services)
(Amendment) (Wales) Regulations
2007

NODYN ESBONIADOL

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

(This note is not part of the Regulations)

Mae'r Rheoliadau hyn yn diwygio Rheoliadau'r Gwasanaeth Iechyd Gwladol (Gwasanaethau Offthalmig Cyffredinol) 1986 ("Rheoliadau 1986") er mwyn gwneud mân newidiadau canlyniadol yn sgil diwygio Deddf Optegwyr 1989 ("y Ddeddf") gan Orchymyn Deddf Optegwyr 1989 (Diwygio) 2005 ("y Gorchymyn").

These Regulations amend the National Health Service (General Ophthalmic Services) Regulations 1986 ("the 1986 Regulations") so as to make minor consequential changes following the amendment of the Opticians Act 1989 ("the Act") by the Opticians Act 1989 (Amendment) Order 2005 ("the Order").

Mae'r Rheoliadau hefyd yn diwygio Rheoliadau 1986 i ddarparu y caiff y Cynulliad wneud darpariaeth mewn dyfarniad ynghylch y lwfansau sydd i'w talu mewn cysylltiad ag addysg a hyfforddiant parhaus i ymarferwyr meddygol offthalmig ac optegwyr nad ydynt yn optegwyr corfforaethol.

The Regulations also amend the 1986 Regulations to provide that the Assembly may make provision in a determination as to allowances to be paid in respect of continuing education and training by ophthalmic medical practitioners and opticians other than corporate opticians.

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Wedi'u gwneud 23 Ionawr 2007
Yn dod i rym 25 Ionawr 2007

Made 23 January 2007
Coming into force 25 January 2007

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd gan adrannau 38, 39 a 126(4) o Ddeddf y Gwasanaeth Iechyd Gwladol 1977(1) drwy hyn yn gwneud y Rheoliadau a ganlyn:

The National Assembly for Wales in exercise of the powers conferred by sections 38, 39 and 126(4) of the National Health Service Act 1977(1) hereby makes the following Regulations:

Enwi, cychwyn a chymhwyso

1.-(1) Enw'r Rheoliadau hyn yw Rheoliadau'r Gwasanaeth Iechyd Gwladol (Gwasanaethau Offthalmig Cyffredinol) (Diwygio) (Cymru) 2006 a deuant i rym ar 25 Ionawr 2007.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

Title, commencement and application

1.-(1) The title of these Regulations is the National Health Service (General Ophthalmic Services) (Amendment) (Wales) Regulations 2006 which come into force on 25 January 2007.

(2) These Regulations apply in relation to Wales.

**Diwygio Rheoliadau'r Gwasanaeth Iechyd
Gwladol (Gwasanaethau Offthalmig Cyffredinol)
1986**

2.-(1) Diwygir Rheoliadau'r Gwasanaeth Iechyd Gwladol (Gwasanaethau Offthalmig Cyffredinol) 1986(2) yn unol â darpariaethau canlynol y rheoliad hwn.

(2) Yn rheoliad 2(1) (dehongli)-

(a) yn lle'r diffiniad o "corporate optician" rhodder-

"corporate optician" means a body corporate registered in the register of bodies corporate maintained under section 9 of the Opticians Act 1989(3), which is carrying on business as an optometrist;" a

**Amendment of the National Health Service
(General Ophthalmic Services) Regulations 1986**

2.-(1) The National Health Service (General Ophthalmic Services) Regulations 1986(2) will be amended in accordance with the following provisions of this regulation.

(2) In regulation 2(1) (interpretation)-

(a) for the definition of "corporate optician", substitute-

"corporate optician" means a body corporate registered in the register of bodies corporate maintained under section 9 of the Opticians Act 1989(3), which is carrying on business as an optometrist;" and

(1) 1977 p.49.

(2) O.S.1986/975.

(3) 1989 p.44.

(1) 1977 c.49.

(2) S.I. 1986/975.

(3) 1989 c.44.

(b) yn lle'r diffiniad o "optician" rhodder-

""optician" means a person registered in the register of optometrists maintained under section 7 (register of opticians) of the Opticians Act 1989 or a corporate optician;".

(3) Yn rheoliad 9C(1) (achosion pan fo'n rhaid diswyddo ymarferydd), ar ôl is-baragraff (e), ychwaneger-

"(f) in the case of an optician, is the subject of a direction made by the Fitness to Practise Committee of the General Optical Council other than in a health case to erase his or her name from the appropriate register or suspend his or her registration under section 13F(3)(a) or (b), (7)(a) or (b) or (13)(a) or (b) (powers of the Fitness to Practise Committee) of the Opticians Act 1989.

(1A) In paragraph (1), "health case" has the meaning given to it in section 13G(6) of the Opticians Act 1989."

(4) Yn rheoliad 10(1) (y Datganiad)-

(a) ar ôl "as to" mewnosoder-

"_

(a)"; a

(b) ar y diwedd ychwaneger-

"and

(b) the allowances to be paid in respect of continuing education and training by ophthalmic medical practitioners and opticians other than corporate opticians.

(b) for the definition of "optician" substitute-

""optician" means a person registered in the register of optometrists maintained under section 7 (register of opticians) of the Opticians Act 1989 or a corporate optician;".

(3) In regulation 9C(1) (cases where a practitioner must be removed), after sub-paragraph (e), add-

"(f) in the case of an optician, is the subject of a direction made by the Fitness to Practise Committee of the General Optical Council other than in a health case to erase his or her name from the appropriate register or suspend his or her registration under section 13F(3)(a) or (b), (7)(a) or (b) or (13)(a) or (b) (powers of the Fitness to Practise Committee) of the Opticians Act 1989.

(1A) In paragraph (1), "health case" has the meaning given to it in section 13G(6) of the Opticians Act 1989."

(4) In regulation 10(1) (the Statement)-

(a) after "as to" insert-

"_

(a)"; and

(b) at the end add-

"and

(b) the allowances to be paid in respect of continuing education and training by ophthalmic medical practitioners and opticians other than corporate opticians.

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(1)

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(1)

23 Ionawr 2007

23 January 2007

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

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W426/02/07

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