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WELSH STATUTORY INSTRUMENTS

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**2014 No. 872 (W. 86)**

**NATIONAL HEALTH SERVICE, WALES**

**The National Health Service (General Dental Services Contracts and Personal Dental Services Agreements) (Wales) (Amendment) Regulations 2014**

<i>Made</i>	- - - -	<i>31 March 2014</i>
<i>Laid before before the National Assembly for Wales</i>	- -	<i>1 April 2014</i>
<i>Coming into force</i>	- -	<i>1 May 2014</i>

The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 61, 66 and 203(9) and (10) of the National Health Service (Wales) Act 2006<sup>(1)</sup>.

**Title, commencement and application**

1.—(1) The title of these Regulations is the National Health Service (General Dental Services Contracts and Personal Dental Services Agreements) (Wales) (Amendment) Regulations 2014 and they come into force on 1 May 2014.

(2) These Regulations apply in relation to Wales.

**Amendment to the National Health Service (General Dental Services Contracts) (Wales) Regulations 2006**

2. In Schedule 2 to the National Health Service (General Dental Services Contracts) (Wales) Regulations 2006<sup>(2)</sup> (provision of services: units of dental activity and units of orthodontic activity), in paragraph 1, after sub-paragraph (2) insert—

“(3) Where a patient is referred by the contractor for advanced mandatory services to another provider of primary dental services, the appropriate number of units of dental activity provided by—

- (a) that contractor; and
- (b) the other provider of primary dental services, if that provider is also a contractor,

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(1) 2006 c. 42.  
(2) S.I. 2006/490 (W. 59).

must be calculated on the basis of the components of the course of treatment which they actually provide, notwithstanding that the treatment constitutes a single banded course of treatment for charging purposes.”.

**Amendment to the National Health Service (Personal Dental Services Agreements) (Wales) Regulations 2006**

**3.** In Schedule 2 to the National Health Service (Personal Dental Services Agreements) (Wales) Regulations 2006(3) (provision of services: units of dental activity and units of orthodontic activity), in paragraph 1, after sub-paragraph (2) insert—

“(3) Where a patient is referred by the contractor for advanced mandatory services to another provider of primary dental services, the appropriate number of units of dental activity provided by—

- (a) that contractor; and
- (b) the other provider of primary dental services, if that provider is also a contractor, must be calculated on the basis of the components of the course of treatment which they actually provide, notwithstanding that the treatment constitutes a single banded course of treatment for charging purposes.”.

31 March 2014

*Mark Drakeford*  
Minister for Health and Social Services, one of  
the Welsh Ministers

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## EXPLANATORY NOTE

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

These Regulations amend the National Health Service (General Dental Services Contracts) (Wales) Regulations 2006 (“the GDS Contracts Regulations”) and the National Health Service (Personal Dental Services Agreements) (Wales) Regulations 2006 (“the PDS Agreements Regulations”).

Regulations 2 and 3 amend Schedule 2 to the GDS Contracts Regulations and Schedule 2 to the PDS Agreements Regulations, in relation to the allocation of units of dental activity between contractors where a patient is referred for advanced mandatory treatment. The effect is to ensure that the calculation of the units of dental activity that each contractor undertakes, and so for which they are paid, only relates to the dental activity that they actually undertake.

The Welsh Ministers’ Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.