

SCHEDULES

SCHEDULE 2

AMENDMENTS

The Health and Personal Social Services (Northern Ireland) Order 1991 (NI 1)

In Article 8 after paragraph (2) insert—

“(2A) The bodies mentioned in paragraph (2) may be referred to as “health services bodies”.”.

In Article 10 after paragraph (5) insert—

“(5A) The functions of an HSS trust also include power to provide services in accordance with arrangements made under Article 15B of the principal Order, and to do so as a member of a qualifying body (within the meaning of Article 15C of that Order).”.

In Article 17(1) after “Order” insert “, or (in the case of practitioners who are not employed by another person) personal medical services in accordance with arrangements made under Article 15B of that Order”.

In Article 18(4) for sub-paragraph (b) substitute—

“(b) provide that the goods and services (other than general medical services or personal medical services provided in accordance with arrangements made under Article 15B of the principal Order) which may be purchased by or on behalf of the members of a practice out of allotted sums for practice patients shall be such as may be specified in a list approved for the purpose under the regulations; and”.

In Article 18 for paragraph (7) substitute—

“(7) In relation to a Part VI medical practitioner—

- (a) whose name is included in the medical lists of only one Health and Social Services Board, and
- (b) who practises on his own or in partnership with others all of whom are Part VI medical practitioners whose names are included only in that Board’s medical lists,

the reference in paragraph (5) to the relevant Health and Social Services Board is to be construed as a reference to that Board.

(8) In relation to a medical practitioner who is not within paragraph (7), that reference is to be construed as a reference to the Health and Social Services Board in whose area most of the practice patients live.

(9) In this Article—

“Part VI medical practitioner” means a medical practitioner who provides general medical services under Part VI of the principal Order and does not perform personal medical services in accordance with arrangements made under Article 15B of that Order; and

“practice patient” means—

- (a) in relation to a medical practitioner who practises otherwise than in partnership, an individual who is on that practitioner’s list of patients (or, if that practitioner and one or more other medical practitioners together have a single list of patients in connection with Article 15B arrangements, an individual who is on that single list);

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- (b) in relation to a medical practitioner who is one of two or more practitioners who practise in partnership with each other, an individual who is on the list of patients of any of those practitioners (or, if any of those practitioners together have a single list of patients in connection with Article 15B arrangements, an individual who is on that single list).”.

In Article 21(1) for “paragraph (2)” substitute “paragraphs (2) and (8)”.

In Article 21(3)—

- (a) in sub-paragraph (a) after “who” insert “is on a medical list of a Health and Social Services Board and”; and
- (b) for sub-paragraph (b) substitute—
 - “(b) in a case of two or more medical practitioners who practise in partnership with each other, each medical practitioner who is on a medical list of a Health and Social Services Board;”.

In Article 21 after paragraph (8) insert—

“(9) This Article does not apply in relation to the performance or provision of personal medical services in accordance with arrangements made under Article 15B of the principal Order.”.