

## 1992 No. 200

## HEALTH AND PERSONAL SOCIAL SERVICES

**General Medical and Pharmaceutical Services (Amendment)  
Regulations (Northern Ireland) 1992**

*Made* . . . . . 1st May 1992

*Coming into operation* . . . . . 11th May 1992

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 56(2), 63, 106 and 107(6) of the Health and Personal Social Services (Northern Ireland) Order 1972(a) and of all other powers enabling it in that behalf, and in conjunction with the Department of Finance and Personnel(b) and after consultation with such organisations as appeared to the Department to be representative of the Medical and Pharmaceutical professions, as required by Articles 56(5) and 63(3) of the said Order, hereby makes the following regulations:

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the General Medical and Pharmaceutical Services (Amendment) Regulations (Northern Ireland) 1992, and shall come into operation on 11th May 1992.

(2) In these regulations “the principal regulations” means the Health and Personal Social Services (General Medical and Pharmaceutical Services) Regulations (Northern Ireland) 1973(c).

*Amendments to the principal regulations*

2. For regulation-17 of the principal regulations (disqualification for inclusion in the obstetric list) there shall be substituted the following regulation—

*“Removal from the obstetric list*

17. A doctor’s name shall be removed from the obstetric list if it has been removed from the medical list pursuant to regulations 4B, 4C(2A) or 4E and his contract with the Board for the provision of maternity medical services shall thereupon be terminated.”.

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(a) S.I. 1972/1265 (N.I. 14) as amended by S.I. 1978/1907 (N.I. 26), S.I. 1981/432, S.I. 1986/2023 (N.I. 20), S.I. 1986/2229 (N.I. 24), S.R. 1987 No. 457, S.I. 1988/2249 (N.I. 24) and S.I. 1991/194 (N.I. 1)

(b) Formerly Department of Finance: see S.I. 1982/338 (N.I. 6) Art. 3

(c) S.R. & O. (N.I.) 1973 No. 421; relevant amending regulations are S.R. 1975 No. 180, S.R. 1981 No. 229, S.R. 1983 No. 182, S.R. 1985 Nos. 69, 131 and 318, S.R. 1986 Nos. 65, 170 and 289, S.R. 1987 Nos. 1 and 323, S.R. 1988 Nos. 246 and 395, S.R. 1989 Nos. 11 and 454, S.R. 1990-Nos. 157 and 428 and S.R. 1991 Nos. 97 and 476.

3. In regulation 36 (terms of service for chemists) in paragraph (1) sub-paragraph (b) shall be deleted.

4. In regulation 37 (pharmaceutical list)—

(a) in paragraph (1) the words “or the provision of oxygen concentrator services in accordance with regulation 37B,” shall be deleted;

(b) in paragraph (2) the words from “, other than a medical practitioner . . . .” to “. . . . oxygen concentrator services—” shall be deleted;

(c) in paragraph (2)(a) the words “, other than oxygen concentrator services;” shall be deleted.

5. Regulation 37B (provision of oxygen concentrator services) shall be deleted.

6. In regulation 38 (schemes for securing proper pharmaceutical services) paragraph (5) shall be deleted.

7. In regulation 40 (prices and standards of drugs and appliances) paragraph (2) shall be deleted.

8. In Schedule 3A (drugs and other substances not to be prescribed for supply under pharmaceutical services)—

(a) the following entries shall be omitted—

Amplex Original Mint Capsules

Asilone Tablets 250 mg

Aspirin Chewing Gum Tablets 277 mg

Biovital Liquid

Bromhexine Hydrochloride Elixir 6 mg/5 ml

Fennings Adult Powders

Hill's Bronchial Balsam

Infa-Care Baby Bath

Keybells Linctus of Glycerine, Lemon & Ipecac

Night Nurse Capsules

Night Nurse Syrup

Rite-Diet Gluten Free Biscuits (chocolate chip cookies); half-coated chocolate biscuit; custard cream biscuit; Lincoln biscuit; shortcake biscuit; sultana biscuit; soya bran);

(b) the following entries shall be inserted at the appropriate point in the alphabetical order—

Amplex Mint Capsules

Amplex Original Capsules

Asilone Tablets

Aspirin Chewing Gum Tablets 227 mg

Aspro Paraclear Junior Tablets

Aspro Paraclear Tablets

Bechams Night Nurse Capsules

Beechams Night Nurse Syrup  
 Biovital Vitamin Tonic  
 Bromhexine Hydrochloride Elixir 4 mg/5 ml  
 Evening Primrose Oil Capsules  
 Fennings Adult Cooling Powders  
 Hill's Adult Balsam  
 Infra-Care Baby Bath  
 Keybells Linctus of Glycerine, Lemon and Ipecacuanha  
 Rite-Diet Gluten-Free Biscuits (chocolate chip cookies; half-coated chocolate biscuit; half covered chocolate digestive biscuit; custard cream biscuit; Lincoln biscuit; shortcake biscuit; sultana biscuit; soya bran).

9. In Schedule 3B (drugs and other substances to be prescribed for supply under pharmaceutical services only in certain circumstances)—

(a) the following entries shall be omitted—

Clean and Soak Contactaclean Cleaning Solution  
 Oxysept System;

(b) the following entries shall be inserted in Column 1 in the list of contact lens solutions at the appropriate point in the alphabetical order—

Clean and Soak  
 Contactaclean Cleaning Solution.

10. In Schedule 4 (terms of service for chemists)—

(a) in paragraph 8(4) (method of payment), sub-paragraph (c) shall be deleted; and

(b) paragraph 11 (application to persons who provide oxygen concentrator services) shall be deleted.

Sealed with the Official Seal of the Department of Health and Social Services on 1st May 1992.

(L.S.)

*J. Scott*

Assistant Secretary

Sealed with the Official Seal of the Department of Finance and Personnel on 1st May 1992.

(L.S.)

*R. Miller*

Assistant Secretary

## EXPLANATORY NOTE

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

These regulations further amend the Health and Personal Social Services (General Medical and Pharmaceutical Services) Regulations (Northern Ireland) 1973 ("the principal regulations").

These regulations remove the supply of an oxygen concentrator and oxygen concentrator services from the general pharmaceutical services as the award of the contract to provide the services is more appropriately determined by competitive tendering than by application and appeal under regulation 37(4) of and Schedule 4B to the principal regulations.

Schedule 3A to the principal regulations contains a list of drugs and other substances for which a doctor may not issue a prescription for supply under pharmaceutical services and which may not be dispensed under these services. Certain drugs and substances presently included in the list are removed by regulation 8(a) and replaced in the list by regulation 8(b) in a place, and under a description, which is likely to be more convenient to practitioners. Regulation 8(b) also inserts additional substances in the list.

Regulation 9 further amends Schedule 3B to the principal regulations which contains a list of drugs and other substances which may be prescribed for supply under pharmaceutical services only in certain circumstances.

The regulations also clarify that when a doctor's name is removed from the medical list, pursuant to regulations 4B, 4C(2A) or 4E of the principal regulations, it shall also be removed from the obstetric list.