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 STATUTORY INSTRUMENTS
 

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1974 No. 1522 (S.137)

**NATIONAL HEALTH SERVICE, SCOTLAND****The National Health Service (General Ophthalmic Services)  
(Scotland) Amendment Regulations 1974**

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| <i>Made</i> - - - -           | 5th September 1974  |
| <i>Laid before Parliament</i> | 19th September 1974 |
| <i>Coming into Operation</i>  | 1st November 1974   |

In exercise of the powers conferred on me by section 45(1)(b) of the National Health Service (Scotland) Act 1947(a), as amended by sections 19(1) and 39(1) and (2) of the Health Services and Public Health Act 1968(b), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the National Health Service (General Ophthalmic Services) (Scotland) Amendment Regulations 1974, and shall come into operation on 1st November 1974.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

*Amendment of regulations*

2. For regulation 16 of the National Health Service (General Ophthalmic Services) (Scotland) Regulations 1974(d) there shall be substituted:—

“16.—(1) Subject to the provisions of paragraph (2), a patient, other than a person—

(a) for whom medical inspection or treatment is provided under or by virtue of the provisions of section 6 of the National Health Service (Scotland) Act 1972(e); and

(b) in respect of whom evidence to that effect is produced to the Committee—

shall be liable to pay for the replacement or repair under the general ophthalmic services of the whole or part of an optical appliance the charges specified in respect thereof in the Statement.

(2) Where a patient submits a claim to the Committee that such replacement or repair was not necessitated by an act or omission of his or (if it occurred when he was under 16 years of age) of his or of the person having charge of him when it occurred, the Committee shall consider such claim and any further particulars which the patient may, at the Committee's request, give orally or in writing, and shall notify in writing to the patient and the optician their decision on such claim.”

*William Ross*  
One of Her Majesty's Principal  
Secretaries of State.

St. Andrew's House,  
Edinburgh.  
5th September 1974.

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(a) 1947 c. 27.  
(c) 1889 c. 63.  
(e) 1972 c. 58.

(b) 1968 c. 46.  
(d) S.I. 1974/507 (1974 I, p. 1912).

## EXPLANATORY NOTE

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

These Regulations, amend the National Health Service (General Ophthalmic Services) (Scotland) Regulations 1974. The amended Regulations provide that pupils attending schools under the management of an education authority and young persons attending junior colleges or other educational establishments under such management are excepted from the liability to pay certain charges for the replacement or repair of optical appliances under the general ophthalmic services.

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