
STATUTORY INSTRUMENTS

2004 No. 865

**The General Medical Services and Personal Medical Services
Transitional and Consequential Provisions Order 2004**

PART 9

SAVINGS, MODIFICATIONS, AMENDMENTS AND REVOCATIONS

Transitory modification of section 18 of the 1990 Act

115. For as long as default contracts entered into pursuant to section 176(3) of the 2003 Act (general medical services: transitional) exist, section 18 of the 1990 Act⁽¹⁾ (indicative amounts for doctors' practices) shall be read as if—

- (a) the reference in subsection (3)(a) to a contract under section 28Q of the Act included a reference to a default contract entered into pursuant to section 176(3) of the 2003 Act; and
- (b) after subsection (3), there were inserted—

“(3A) Where, in the same financial year, a practice enters into—

- (a) a contract pursuant to section 176(3) of the Health and Social Care (Community Health and Standards) Act 2003; and
- (b) a contract with the same Primary Care Trust under section 28Q of the Act which takes effect immediately after the contract referred to in paragraph (a) ceases to have effect,

that practice will, for that financial year, count as a single practice for the purposes of this section.”.

(1) 1990 c. 19. Section 18(3) (a) and (b) were substituted by the 2003 Act, Schedule 11, paragraph 56(3).