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WELSH STATUTORY INSTRUMENTS

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**2004 No. 1016**

The General Medical Services Transitional and  
Consequential Provisions (Wales) (No. 2) Order 2004

**PART 6**

TRANSITIONAL ARRANGEMENTS: THE NATIONAL HEALTH SERVICE  
(SERVICE COMMITTEES AND TRIBUNAL) REGULATIONS 1992

**Excessive prescribing (regulation 15 of the Service Committees Regulations)**

76.—(1) Where, on 31st March 2004, a Local Health Board had—

- (a) referred a question of excessive prescribing for investigation and determination by a professional committee under regulation 15 of the Service Committees Regulations<sup>(1)</sup>; and
- (b) that committee had not yet made its determination,

the investigation by the committee shall continue and its determination be made as if that regulation were still in force.

(2) Where, on 31st March 2004, a professional committee had given notice of its determination to a medical practitioner under paragraph (18) of regulation 15 but—

- (a) the medical practitioner had not given notice of appeal in accordance with paragraph (20) of that regulation; and
- (b) the time for appealing in paragraph (19) of that regulation had not yet expired,

the time for appealing shall continue as if regulation 15 were still in force.

(3) Where—

- (a) on 31st March 2004, a medical practitioner had given notice of appeal against the determination of a professional committee in accordance with paragraph (20) of regulation 15 but that appeal had not been determined or withdrawn; or
- (b) a medical practitioner has given notice of such an appeal after 31st March 2004, pursuant to paragraph (2),

that appeal shall continue to be dealt with as if regulation 15 were still in force.

(4) In this article “professional committee” has the same meaning as in regulation 15.

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<sup>(1)</sup> Regulation 15 was amended by [S.I. 2003/1937](#).