STATUTORY INSTRUMENTS

2017 No. 408

NATIONAL HEALTH SERVICE, ENGLAND

The National Health Service (Charges for Drugs and Appliances and Dental Charges) (Amendment) Regulations 2017

Made - - - -	*14th March 2017*
Laid before Parliament	*16th March 2017*
Coming into force - -	*1st April 2017*

The Secretary of State for Health makes the following regulations in exercise of the powers conferred by sections 172, 176, 178 and 272(7) and (8)(a) of the National Health Service Act 2006(**1**).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the National Health Service (Charges for Drugs and Appliances and Dental Charges) (Amendment) Regulations 2017 and come into force on 1st April 2017.

(2) In these Regulations, "the Charges Regulations" means the National Health Service (Charges for Drugs and Appliances) Regulations 2015(**2**).

Amendment of the National Health Service (Dental Charges) Regulations 2005

2.—(1) The National Health Service (Dental Charges) Regulations 2005(**3**) are amended as follows.

(2) In regulation 4 (calculation of charges)—

(a) in paragraph (1), for "£19.70" substitute "£20.60";

(b) in paragraph (2), for "£53.90" substitute "£56.30";

(c) in paragraph (3), for "£233.70" substitute "£244.30";

(d) in paragraph (4), for "£233.70" substitute "£244.30"; and

(**1**) 2006 c.41. Section 176 of the National Health Service Act 2006 ("the Act") was amended by paragraph 94 of Schedule 4 to the Health and Social Care Act 2012 (c.7). *See* section 275(1) of the Act for the definitions of "prescribed" and "regulations" that are relevant to the powers being exercised. The powers conferred by these sections are exercisable by the Secretary of State only in relation to England, by virtue of section 271(1) of the Act.

(**2**) S.I. 2015/570: as amended by S.I. 2015/1879 and 2016/325, 696 and 1077.

(**3**) S.I. 2005/3477: as amended by S.I. 2006/1837, 2007/544, 2008/547, 2009/407, 2011/519, 2012/502, 2013/364, 475 and 711, 2014/443 and 545, 2015/417 and 1728 and 2016/324 and 1045.

(e) in paragraph (5), for "£19.70" substitute "£20.60".

(3) In regulation 12A (charges in respect of primary dental services provided under a prototype agreement), in paragraph (2), for "£19.70" substitute "£20.60".

Amendment of the Charges Regulations

3.—(1) The Charges Regulations are amended as follows.

(2) In each of the following provisions, for "£8.40", at each place that it occurs, substitute "£8.60"—

(a) regulation 3(1)(a), (b) and (c) and (2)(a), (b) and (c) (supply of drugs and appliances by chemists);

(b) regulation 4(1)(a), (b) and (c) and (4) (supply of drugs and appliances by doctors);

(c) regulation 5(1)(a), (b) and (c) (out of hours supply of drugs and appliances by providers of out of hours services);

(d) regulation 6(1)(a), (d) and (e) (supply of drugs and appliances by NHS trusts and NHS foundation trusts);

(e) regulation 7(1)(a), (b) and (c) (supply of drugs and appliances at walk-in centres);

(f) regulation 8(1) (supply of drugs under Patient Group Directions); and

(g) regulation 9(1)(a), (d), and (e) and (8) (supply of drugs and appliances by other providers of NHS services).

(3) In each of the following provisions, for "£16.80", at each place that it occurs, substitute "£17.20"—

(a) regulation 3(1)(a) and 3(2)(a) (supply of drugs and appliances by chemists);

(b) regulation 4(1)(a) (supply of drugs and appliances by doctors);

(c) regulation 5(1)(a) (out of hours supply of drugs and appliances by providers of out of hours services);

(d) regulation 6(1)(a) and (c) (supply of drugs and appliances by NHS trusts and NHS foundation trusts);

(e) regulation 7(1)(a) (supply of drugs and appliances at walk-in centres); and

(f) regulation 9(1)(a) and (b) (supply of drugs and appliances by other providers of NHS services).

(4) In column (2) of Schedule 1 (charges for fabric supports and wigs)—

(a) for "£27.90" substitute "£28.40";

(b) for "£42.20" substitute "£42.95";

(c) for "£68.90" substitute "£70.15";

(d) for "£182.50" substitute "£185.80"; and

(e) for "£266.90" substitute "£271.70".

Transitional provision relating to the Charges Regulations

4. Where, on or after 1st April 2017, an appliance specified in Schedule 1 of the Charges Regulations (charges for fabric supports and wigs) is supplied pursuant to an order given before that date, the Charges Regulations are to have effect in relation to that supply as if these Regulations had not come into force.