SCOTTISH STATUTORY INSTRUMENTS

2000 No. 45

NATIONAL HEALTH SERVICE

The National Health Service (Optical Charges and Payments) (Scotland) Amendment Regulations 2000

Made - - - -	*7th March 2000*
Laid before the Scottish Parliament - - - -	*9th March 2000*
Coming into force - -	*1st April 2000*

The Scottish Ministers, in exercise of the powers conferred on them by sections 26, 70(1), 73(a), 74(a), 105(7) and 108(1) of, and paragraphs 2 and 2A of Schedule 11 to, the National Health Service (Scotland) Act 1978(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the National Health Service (Optical Charges and Payments) (Scotland) Amendment Regulations 2000 and shall come into force on 1st April 2000.

(2) In these Regulations "the principal Regulations" means the National Health Service (Optical Charges and Payments) (Scotland) Regulations 1998(**2**).

Amendment of regulation 1 of the principal Regulations

2. In regulation 1(2) of the principal Regulations (interpretation) in the definition of "NHS sight test fee"–

(a) in sub-paragraph (a) for "£40.33" there is substituted "£41.54"; and

(b) in sub-paragraph (b) for "£14.57" there is substituted "£15.01".

(**1**) 1978 (c. 29); section 26 was amended by the Health and Social Security Act 1984 (c. 48) ("the 1984 Act"), section 1(5), Schedule 1, Part II, paragraphs 1 to 4 and Schedule 8 and by the Health and Medicines Act 1988 (c. 49) ("the 1988 Act"), section 13(4); section 70(1) was amended by the 1988 Act, Schedule 3; section 105(7) was amended by the Health Services Act 1980 (c. 53), Schedule 6, paragraph 5 and Schedule 7 and by the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), Schedule 9, paragraph 24; section 108(1) contains definitions of "prescribed" and "regulations" relevant to the exercise of the statutory powers under which these Regulations are made; paragraph 2(1) of Schedule 11 was substituted by the 1988 Act, Schedule 2, paragraph 15(1); and paragraph 2A of Schedule 11 was substituted by the 1988 Act, Schedule 2, paragraph 15(1); and paragraph 2A of Schedule 11 was inserted by the 1984 Act, Schedule 1, Part II, paragraph 7 and amended by the 1988 Act, section 13(2) and (5). The functions of the Secretary of State were transferred to Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) S.I. 1998/642, amended by S.I. 1999/748 and S.S.I. 1999/64.

Amendment of regulation 15 of the principal Regulations

3. In regulation 15 of the principal Regulations (eligibility – replacement or repair) in paragraph (1)(b)–

(a) for the words "in regulation 8(2)(c), (d) or (e)" there is substituted "in regulation 8(2)(b), (c), (d) or (e)"; and

(b) after the word "illness" in both places where it occurs there is inserted "or disability".

Amendment of regulation 19 of the principal Regulations

4. In regulation 19 of the principal Regulations (redemption value of voucher – replacement or repair)–

(a) in paragraph (1)(b) for "£42.00" there is substituted "£42.80";

(b) in paragraph (3)(a) for "£10.80" there is substituted "£11.00"; and

(c) in paragraph (3)(b) for "£47.30" there is substituted "£48.20".

Amendment of Schedules to the principal Regulations

5.—(1) In Schedule 1 to the principal Regulations (voucher letter codes and face values – supply and replacement)(**3**) in column 3 (face value of voucher) for each amount specified in column 1 of the Table below (old amount) there is substituted the amount specified in relation to it in column 2 of that Table (new amount).

Column 1 *Old amount*	*Column 2* *New amount*
£28.70	£29.30
£43.60	£44.50
£59.40	£60.60
£134.20	£136.90
£49.50	£50.50
£63.00	£64.30
£75.80	£77.30
£147.50 (in both places where it appears)	£150.50
£42.00	£42.80

(2) For Schedule 2 to the principal Regulations (voucher values – repair) there is substituted the Schedule 2 set out in the Schedule to these Regulations.

(3) In Schedule 3 to the principal Regulations (prisms, tints, photochromic lenses, small glasses and special frames and complex appliances)(**4**)–

(a) in paragraph 1(1)(a) (single vision lens with prism) for "£6.00" there is substituted "£6.10";

(b) in paragraph 1(1)(b) (other lens with prism) for "£6.90" there is substituted "£7.00";

(c) in paragraph 1(1)(c) (single vision tinted lens) for "£3.00" there is substituted "£3.10";

(**3**) Schedule 1 was substituted by S.I. 1999/748, regulation 12(1) and subsequently amended by S.S.I. 1999/64, regulation 8.
(**4**) Schedule 2 was substituted by S.I. 1999/748, regulation 12(2).