WELSH STATUTORY INSTRUMENTS

2005 No. 1630 (W.124)

NATIONAL HEALTH SERVICE, WALES

The National Health Service (Optical Charges and Payments) and (General Ophthalmic Services) (Amendment) (Wales) Regulations 2005

Made - - - -	*14 June 2005*
Coming into force - -	*24 June 2005*

The National Assembly for Wales, in exercise of the powers conferred by sections 38, 78(1), 83A and 126(4) of, and paragraphs 2 and 2A of Schedule 12 to, the National Health Service Act 1977(**1**) hereby makes the following Regulations:

Title, commencement, interpretation and application

1.—(1) The title of these Regulations is the National Health Service (Optical Charges and Payments) and (General Ophthalmic Services) (Amendment) (Wales) Regulations 2005.

(2) These Regulations come into force on 24 June 2005.

(3) These Regulations apply in relation to Wales.

(4) In these Regulations —

(**1**) 1977 c. 49. Section 38 was amended by section 1 of, and paragraph 51 of Schedule 1 to, the Health Services Act 1980 (c. 53), section 1(3) of the Health and Social Security Act 1984 (c. 48) ("the Health and Social Security Act"), article 7(11) of S.I. 1985/39, section 13(1) of the Health and Medicines Act 1988 (c. 49) ("the Health and Medicines Act"), paragraph 27 of Schedule 1 to the Health Authorities Act 1995 (c. 17) ("the Health Authorities Act").
Section 78(1) was amended by section 25 of, and Schedule 3 to, the Health and Medicines Act.
Section 83A was inserted by section 14(1) of the Social Security Act 1988 (c. 7) and amended by paragraph 6 of Schedule 2 to, the Health and Medicines Act, by paragraph 18(5) of Schedule 9 to the National Health Service and Community Care Act 1990 (c. 19) ("the 1990 Act") and by paragraph 40 of Schedule 1 to the Health Authorities Act.
Section 126(4) was amended by section 65(2) of the 1990 Act, by section 65(1) of, and paragraphs 37(1) and (6) of Schedule 4 to the Health Act 1999 (c. 8) ("the 1999 Act"), by section 67(1) of, and paragraphs 5 and 13 of Schedule 5 to the Health and Social Care Act 2001 (c. 15), by section 6(3)(c) and 37(1) of the National Health Service Reform and Health Care Professions Act 2002 (c. 17) and by sections 184, 196 and paragraphs 7 and 38 of Schedule 11 to, and part 4 of Schedule 14 to, the Health and Social Care (Community Health and Standards) Act 2003 (c. 43).
Paragraph 2(1) of Schedule 12 was substituted by paragraph 8 of Schedule 2 to the Health and Medicines Act.
Paragraph 2A of Schedule 12 was inserted by Schedule 1, paragraph 3 of the Health and Social Security Act and amended by section 13(2) and (3) of the Health and Medicines Act.
The functions of the Secretary of State under the above mentioned powers are transferred to the National Assembly for Wales under article 2 of and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672), as amended by section 66(5) of the 1999 Act.

"the 1997 Regulations" ("*Rheoliadau 1997*") means the National Health Service (Optical Charges and Payments) Regulations 1997(**2**); and

"the 1986 Regulations" ("*Rheoliadau 1986*") means the National Health Service (General Ophthalmic Services) Regulations 1986(**3**).

Amendment of regulation 13 of the 1986 Regulations

2. In regulation 13(2)(l)(ii) of the 1986 Regulations (sight tests — eligibility) for "£14,600" substitute "£15,050".

Amendment of regulation 1 of the 1997 Regulations

3. In regulation 1(2) of the 1997 Regulations (citation, commencement and interpretation), in the definition of "NHS sight test fee" —

(a) for "£49.19" substitute "£50.77"; and

(b) for "£17.82" substitute "£18.39".

Amendment of regulation 8 of the 1997 Regulations

4. In regulation 8(3)(l)(ii) of the 1997 Regulations (eligibility — supply of optical appliances) for "£14,600" substitute "£15,050".

Amendment of regulation 19 of the 1997 Regulations

5. In regulation 19 of the 1997 Regulations (redemption value of voucher for replacement or repair) —

(a) in paragraph (1)(b), for "£46.80" substitute "£48.00"; and

(b) in paragraph (3), for "£12.10" substitute "£12.40".

Amendments of the Schedules to the 1997 Regulations

6.—(1) In Schedule 1 to the 1997 Regulations (voucher letter codes and face values — supply and replacement) in column (3) of the table (face value of voucher), for each amount specified in column (1) of the table below substitute the amount specified in relation to it in column (2) of the table below.

(1) *Old amount*	*(2)* *New amount*
£32.10	£32.90
£48.80	£50.00
£71.30	£73.10
£161.00	£165.00
£55.40	£56.80
£70.40	£72.20

(**2**) S.I. 1997/818; as amended by S.I. 1998/499, 1999/609 and 2841 (W.21), 2000/978 (W.48), 2001/1362 (W.90), 1423 (W.98) and 3323 (W.276), 2003/301 (W.43) and 955 (W.129), 2004/1014 (W.111), 1659 (W.171) and 1042 (W.124).

(**3**) S.I. 1986/975; as amended by S.I. 1999/693 and 2841 (W.21), 2001/1362 (W.90), 1423 (W.98) and 3323 (W.276), 2002/1883 (W.192), 2003/955 (W.129) and 837 (W.106), 2004/1014 (W.111) and 1042 (W.124).