STATUTORY RULES OF NORTHERN IRELAND

2009 No. 153

HEALTH AND PERSONAL SOCIAL SERVICES

The Optical Charges and Payments (Amendment) Regulations (Northern Ireland) 2009

Made - - - -	*3rd April 2009*
Coming into operation	*1st April 2009*

The Department of Health, Social Services and Public Safety (**1**) makes the following Regulations in exercise of the powers conferred by Articles 62, 98, 106 and 107(6) of, and Schedule 15 to, the Health and Personal Social Services (Northern Ireland) Order 1972 (**2**), with the approval of the Department of Finance and Personnel.

In accordance with Article 62(3) of that Order it has consulted with such organisations as appeared to the Department to be representative of medical practitioners practising as ophthalmic medical practitioners and ophthalmic opticians.

Citation, commencement, interpretation

1.—(1) These Regulations may be cited as the Optical Charges and Payments (Amendment) Regulations (Northern Ireland) 2009 and shall come into operation on 1st April 2009.

(2) In these Regulations "the principal Regulations" means the Health and Personal Social Services (Optical Charges and Payments) Regulations (Northern Ireland) 1997 (**3**).

Amendment of regulation 8 of the principal Regulations

2. In regulation 8 of the principal Regulations (eligibility – supply of optical appliances)—

(a) in paragraph (3)(k)(ii)(**4**) for "£15,050" substitute "£15,276";

(b) in paragraph (4)—

(i) after sub-paragraph (d) insert "and";

(**1**) See S.I. 1999/283 (N.I. 1) Article 3(6)

(**2**) S.I. 1972/1265 (N.I. 14) as amended by Article 3(2) of, and Schedule 1 to, the Health and Social Security (Northern Ireland) Order 1984 (S.I. 1984/1158 (N.I. 8)); paragraphs 4 and 5 of Article 8 of the Health and Medicines (Northern Ireland) Order 1988 (S.I. 1988/2249 (N.I. 24)); Article 34 of, and Part II of Schedule 5 to, the Health and Personal Social Services (Northern Ireland) Order 1991 (S.I. 1991/194 (N.I. 1)), there are other amendments which are not relevant

(**3**) S.R. 1997 No. 191; relevant amending Regulations are S.R. 1998 No. 86, S.R. 1999 Nos. 111 and 394, S.R. 2000 No. 51, S.R. 2001 No. 133, S.R. 2002 No. 85, S.R. 2003 Nos. 176 and 424, S.R. 2004 Nos. 92, 113, 162 and 188, S.R. 2005 No. 71, S.R. 2006 No. 106, S.R. 2007 No. 141, S.R. 2008 Nos. 128 and 423

(**4**) Inserted by S.R. 2003 No. 176; relevant amending Regulations are S.R. 2004 No. 92, S.R. 2005 No.71 and S.R. 2008 No. 423

(ii) for sub-paragraph (e)(**5**) substitute—

"(e) in sub-paragraph (o) "family" has the meaning given to it by regulation 2 of the Employment and Support Allowance Regulations (Northern Ireland) 2008(**6**).".

Amendment of regulation 19 of the principal Regulations

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

(a) in paragraph (1)(b) for "£51.90" substitute "£52.90"; and

(b) in paragraph (3) for "£13.40" substitute "£13.70".

Amendment of the Schedules to the principal Regulations

4.—(1) In Schedule 1 to the principal Regulations (voucher letter codes and face values – supply and replacement) (**7**)—

(a) omit paragraph 10 (including columns 2 and 3 of that paragraph); and

(b) in column 3 (face value of voucher), for each amount specified in column 1 of the Table below (old amount) substitute the amount specified in relation to it in column 2 of that Table (new amount).

Table

Column 1 *Old amount*	*Column 2* *New amount*
£35.50	£36.20
£54.00	£55.10
£79.00	£80.60
£178.40	£182.00
£61.40	£62.70
£78.10	£79.70
£101.20	£103.30
£196.10	£200.10
£182.70	£186.40

(2) In Schedule 2 to the principal Regulations (prisms, tints, photochromic lenses, small and special glasses and complex appliances)—

(a) in paragraph 1(1)(a) (prism – single vision lens) for "11.60" substitute "11.80";

(b) in paragraph 1(1)(b) (prism – other lens) for "£13.90" substitute "£14.20";

(c) in paragraph 1(1)(c) (single vision tinted lens) for "£3.90" substitute "£4.00";

(d) in paragraph 1(1)(d) (other tinted lens) for "£4.40" substitute "£4.50";

(**5**) Inserted by S.R. 2008 No. 423
(**6**) S.R. 2008 No. 280
(**7**) Schedule 1 is substituted by the Schedule to S.R. 1999 No. 111 and amended by S.R. 2008 No. 128