STATUTORY RULES OF NORTHERN IRELAND

2001 No. 309

HEALTH AND PERSONAL SOCIAL SERVICES

General Dental Services (Amendment No. 3) Regulations (Northern Ireland) 2001

Made - - - -	*28th August 2001*
Coming into operation	*1st October 2001*

The Department of Health, Social Services and Public Safety(**1**), in exercise of the powers conferred on it by Articles 61(1), (2) and (2AA), 106 and 107(6) of the Health and Personal Social Services (Northern Ireland) Order 1972(**2**) and of all other powers enabling it in that behalf, and in conjunction with the Department of Finance and Personnel and after consultation with such organisations as appeared to the Department to be representative of the dental profession as required by Article 61(4) of the Order, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the General Dental Services (Amendment No. 3) Regulations (Northern Ireland) 2001, and shall come into operation on 1st October 2001.

(2) In these Regulations "the principal Regulations" means the Health and Personal Social Services General Dental Services Regulations (Northern Ireland) 1993(**3**).

Amendment of regulation 19 of the principal Regulations

2. In regulation 19(1) of the principal Regulations (Statement of Dental Remuneration)—

(a) in column 2 of the Table set out below paragraph (1) for the entry "Postgraduate education allowances" substitute "Continuing professional development allowances";

(b) at the end of that Table insert in column (1) the Roman numeral "X" and insert in column (2) "Clinical audit allowances".

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

(**2**) S.I. 1972/1265 (N.I. 14); relevant amending Instruments are Article 13 of S.I. 1978/1907 (N.I. 26); Articles 30, 34, 35 and Part I of Schedule 5 to, and Part I of Schedule 6 to, S.I. 1991/194 (N.I. 1); and S.I. 1997/1177(N.I. 7)

(**3**) S.R. 1993 No. 326; relevant amending Regulations are S.R. 1996 No. 114; S.R. 1998 No. 245; S.R. 1999 No. 100; and S.R. 2001 No. 2

Amendment of regulation 20 of the principal Regulations

3. In regulation 20 of the principal Regulations (approval of payments) in paragraph (5) for "VIII and IX" substitute "VIII, IX and X".

Amendment of Schedule 2 to the principal Regulations

4. In Schedule 2 to the principal Regulations (terms of service for dentists)—

(a) for paragraph 17 (occasional treatment) substitute—

"**17.**—(1) Whether or not a patient has entered into a continuing care arrangement or capitation arrangement with another dentist, a dentist who is not acting on behalf of that dentist may provide any of the items listed in sub-paragraph (2) as occasional treatment.

(2) For the purposes of sub-paragraph (1) the listed items are—

(a) the assessment of, and the giving of advice to, a patient;

(b) the issuing of a prescription;

(c) a radiographic examination and radiological report;

(d) the dressing of deciduous or permanent teeth and other palliative treatment;

(e) the repair and refixing of inlays, crowns and bridges;

(f) the extraction of deciduous or permanent teeth;

(g) the provision of post-operative care;

(h) the provision of sedation;

(i) the provision, replacement, repair or alteration of dentures or other dental appliances;

(j) urgent treatment for acute conditions of the gingivae or oral mucosa, including treatment for pericoronitis or for ulcers and herpetic lesions, and any necessary oral hygiene instruction in connection with such treatment;

(k) any treatment immediately necessary as a result of trauma;

(l) domiciliary visits and recalled attendance;

(m) conservative treatment of permanent or retained deciduous teeth by way of fillings or root fillings; and

(n) in respect of patients aged under 18, conservative treatment of deciduous teeth.

(3) Where the dentist, due to any cause beyond his control, is unable to complete any course of occasional treatment which he has commenced, he shall forthwith notify the Agency in writing of the extent of the occasional treatment he has provided and the reason he is unable to complete the remainder of the treatment.";

(b) after paragraph 31D (professional indemnity)(**4**) insert—

"**Clinical audit activities**

31E.—(1) In the relevant period a dentist shall—

(a) undertake at least 15 hours of clinical audit activities; and

(**4**) Paragraphs 31A, 31B and 31C were inserted by regulation 2 of S.R. 1996 No. 114 and paragraph 31D was inserted by regulation 5 of S.R. 1998 No. 245