STATUTORY RULES OF NORTHERN IRELAND

1998 No. 135

HEALTH AND PERSONAL SOCIAL SERVICES

Charges for Drugs and Appliances (Amendment No. 2) Regulations (Northern Ireland) 1998

Made - - - - 31st March 1998
Coming into operation in accordance with Regulation 1(2)

The Department of Health and Social Services in exercise of the powers conferred on it by Articles 98, and 106 of, and Schedule 15 to, the Health and Personal Social Services (Northern Ireland) Order 1972(**1**) and of all other powers enabling it in that behalf, with the approval of the Department of Finance and Personnel, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Charges for Drugs and Appliances (Amendment No. 2) Regulations (Northern Ireland) 1998.

(2) Regulation 9 shall come into operation forthwith and the remaining regulations shall come into operation on 1st April 1998.

(3) In these Regulations "the principal Regulations" means the Charges for Drugs and Appliances Regulations (Northern Ireland) 1997(**2**).

Amendment of regulation 2 of the principal Regulations

2. In regulation 2(2)(*a*)(iii) and (2)(*b*)(ii) (interpretation) the words from "fundholding" to "effect" shall be deleted and the words "medical practitioner whose name is included in the medical list" substituted therefor.

Amendment of regulation 3 of the principal Regulations

3. In regulation 3 (supply of drugs and appliances by chemists)—

(a) in paragraphs (1)(*a*), (*b*) and (3) for "£5·65" there shall be substituted "£5·80"; and

(b) in paragraph (1)(*a*) for "£11·30" there shall be substituted "£11·60".

(**1**) S.I.1972/1265 (N.I. 14); the relevant amending instruments are S.I. 1986/2229 (N.I. 24) Article 14, S.I. 1988/2249 (N.I. 24) Article 7 and S.I. 1991/194 (N.I. 1) Article 34 and Part II of Schedule 5

(**2**) S.R. 1997 No. 382

Amendment of regulation 4 of the principal Regulations

4. In regulation 4 (supply of drugs and appliances by doctors)—

(a) in paragraphs (1)(*a*), (*b*) and (3) for "£5·65" there shall be substituted "£5·80";

(b) in paragraph (1)(*a*) for "£11·30" there shall be substituted "£11·60"; and

(c) for paragraph (6) there shall be substituted the following paragraph—

"(6) Any sum which would otherwise be payable by the Agency to a doctor in respect of provision by him of pharmaceutical services shall be reduced by the amount of any charges which are required to be made and recovered by the preceding provisions of this regulation.".

Amendment of regulation 5 of the principal Regulations

5. In regulation 5 (supply of drugs and appliances by a Board or an HSS trust)—

(a) in paragraphs (1)(*a*), (*d*) and (3) for "£5·65" there shall be substituted "£5·80"; and

(b) in paragraphs (1)(*a*) and (*c*) for "£11·30" there shall be substituted "£11·60".

Amendment of regulation 9 of the principal Regulations

6. In regulation 9(5) (pre-payment certificates) for "£29·30" there shall be substituted "£30·10" and for "£80·50" there shall be substituted "£82·70".

Amendment of Schedule 1 to the principal Regulations

7. For Schedule 1 there shall be substituted the following Schedule—

"SCHEDULE 1

Charges for Fabric Supports and Wigs

Column (1) *Specified Appliance*	Column (2) *Specified Charge*
Surgical Brassiere	£19·75
Abdominal or Spinal Support	£29·50
Stock Modacrylic Wig	£48·00
Partial Human Hair Wig	£126·00
Full Bespoke Human Hair Wig	£184·50"

Transitional provisions

8. Where on or after 1st April 1998—

(a) any appliance specified in Schedule 1 to the principal Regulations is supplied pursuant to an order given before that date; or

(b) any pre-payment certificate is granted under regulation 9 of the principal Regulations pursuant to an application under that Regulation which was received before that date,

the principal Regulations shall have effect in relation to that supply or, as the case may be, that grant as if regulations 2, 3, 4, 5, 6 and 7 of these Regulations had not come into operation.