STATUTORY RULES OF NORTHERN IRELAND

# 2014 No. 2

# HEALTH AND PERSONAL SOCIAL SERVICES

## The General Ophthalmic Services (Amendment) Regulations (Northern Ireland) 2014

| | |
|---|---|
| *Made - - - -* | *8th January 2014* |
| *Coming into operation* | *3rd February 2014* |

The Department of Health, Social Services and Public Safety(**1**) makes the following Regulations in exercise of the powers conferred by Articles 62, 95 and 106 of the Health and Personal Social Services (Northern Ireland) Order 1972(**2**), and in conjunction with the Department of Finance and Personnel(**3**).

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

### Citation, commencement and interpretation

**1.**—(1) These Regulations may be cited as the General Ophthalmic Services (Amendment) Regulations (Northern Ireland) 2014 and shall come into operation on 3rd February 2014.

(2) In these Regulations "the principal Regulations" means the General Ophthalmic Services Regulations (Northern Ireland) 2007(**4**).

### Amendment of regulation 2 of the principal Regulations

**2.**—(1) Regulation 2 of the principal Regulations shall be amended in accordance with the following provisions.

(2) For the definition of "Board" substitute —

""Board" means the Regional Board;".

(3) For the definition of "mobile services" substitute—

""mobile services" means general ophthalmic services provided at—

(a) a day care setting;

(**1**) See S.I. 1999/238 (N.I. 1) Article 3(6)
(**2**) S.I. 1972/1265
(**3**) Formerly Department of Finance: See S.I. 1982/338 (N.I. 6) Art.3
(**4**) S.R. 2007 No. 436; relevant amending Regulations are S.R. 2009 Nos. 16 and 152.

(b) a nursing home;

(c) a residential care home; or

(d) the patient's home, where the patient is unable to leave it unaccompanied because of physical or mental illness or disability,

which a contractor has made arrangements with the Board to provide;.".

(4) At the appropriate places insert the following definitions—

""the 2003 Order" means the Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003 (**5**);";

""day care setting" has the same meaning as in Article 2 of the 2003 Order;";

""medical card" means a card issued to a person by the RBSO in a form approved by the Department for the purpose of enabling that person to obtain or establish a title to receive primary medical services, including maternity medical services, general dental services or general ophthalmic services;";

""nursing home" has the same meaning as in Article 2 of the 2003 Order;";

""residential care home" has the same meaning as in Article 2 of the 2003 Order;".

**Amendment of regulation 17 of the principal Regulations**

**3.** For regulation 17(4)(b) of the principal Regulations substitute—

"(b) ensure that particulars of the patient, including the patient's name and address, sex, date of birth and Health and Care number as shown on the patient's medical card, and the approximate date of the last testing, if any, of the patient's sight are inserted in a sight test form by the patient or on his behalf; and".

**Amendment of Schedule 1 to the principal Regulations**

**4.**—(1) Paragraph 4 of Schedule 1 to the principal Regulations shall be amended in accordance with the following provisions.

(2) For sub-paragraph (3) substitute—

"(3) The contractor shall notify the Board of his intention to provide mobile services at a location at least 48 hours (except that no part of a Saturday, Sunday or public holiday shall count towards that period) in advance of the date on which the contractor intends to provide the mobile services, identifying the persons to whom the services are to be provided by specifying—

(a) each patient's name and address, sex, date of birth and Health and Care number as shown on the patient's medical card; and

(b) the date and approximate time the contractor will provide them.".

(3) For sub-paragraph (8) substitute—

"(8) The contractor shall be permitted to provide emergency mobile services without due notification to the Board in accordance with sub-paragraph (3), provided that the contractor notifies the Board of the location at which the emergency mobile services were provided as soon as possible, specifying—

(a) the patient's name and address, sex, date of birth and Health and Care number as shown on the patient's medical card;

(b) the date and approximate time the services were provided; and

(**5**) S.I. 2003/431 (N.I. 9)