1992 No. 155

HEALTH AND PERSONAL SOCIAL SERVICES

Optical Charges and Payments (Miscellaneous Amendments) Regulations (Northern Ireland) 1992

Made . . . . . *24th March 1992*

Coming into operation . . *1st April 1992*

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(**a**) and of all other powers enabling it in that behalf, with the approval of the Department of Finance and Personnel(**b**), hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Optical Charges and Payments (Miscellaneous Amendments) Regulations (Northern Ireland) 1992 and shall come into operation on 1st April 1992.

(2) In these regulations, ''the principal regulations'' means the Optical Charges and Payments Regulations (Northern Ireland) 1989(**c**).

Amendment of regulation 1 of the principal regulations

2. In regulation 1(2) of the principal regulations (interpretation)—

(*a*) in the definition of ''complex appliance'' sub-paragraph (*b*) shall be omitted; and

(*b*) in the definition of ''health service sight test fee''—

(i) in sub-paragraph (*a*) for ''£32·15'' there is substituted ''£33·75'', and

(ii) in sub-paragraph (*b*) for ''£12·15'' there is substituted ''£12·75''.

Amendment of regulation 20 of the principal regulations

3. In regulation 20 of the principal regulations (redemption value of voucher for replacement or repair)—

(*a*) in paragraph (1)(*b*) for ''£32·80'' there is substituted ''£35·90''; and

(*b*) in paragraph (3) for ''£8·40'' there is substituted ''£9·00''.

(**a**) S.I. 1972/1265 (N.I. 14) as amended by S.I. 1984/1158 (N.I. 8) Article 3 and paragraph 3 of Schedule 1; S.I. 1988/2249 (N.I. 24) paragraphs 4 and 5 of Article 8, and S.I. 1991/194 (N.I. 1) Article 34 and Part II of Schedule 5; there are other amendments which are not relevant

(**b**) Formerly Department of Finance: *see* S.I. 1982/338 (N.I. 6) Art. 3

(**c**) S.R. 1989 No. 114 as amended by S.R. 1990 No. 99 and S.R. 1991 Nos. 115, 332 and 496

Amendment of Schedules to the principal regulations

4.—(1) For Schedule 1 to the principal regulations (voucher letter codes and face values — supply and replacement) there is substituted the Schedule 1 set out in Part I of the Schedule.

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

(*a*) in paragraph 1(1) for the words ''column 1'' there shall be substituted the words ''column 2'';

(*b*) in paragraph 1(1)(*a*) (prism — single vision lens) for ''£4·20'' there is substituted ''£4·60'';

(*c*) in paragraph 1(1)(*b*) (prism — other lens) for ''£5·20'' there is substituted ''£5·70'';

(*d*) in paragraph 1(1)(*c*) (single vision tinted lens) for ''£2·10'' there is substituted ''£2·30'';

(*e*) in paragraph 1(1)(*d*) (other tinted lens) for ''£2·60'' there is substituted ''£2·85'';

(*f*) in paragraph 1(1)(*e*) (small glasses)—

(i) in sub-head (i) for ''£36·00'' there is substituted ''£39·40'',

(ii) in sub-head (ii) for ''£32·00'' there is substituted ''£35·00'', and

(iii) in sub-head (iii) for ''£17·30'' there is substituted ''£18·90'';

(*g*) in paragraph 1(1)(*f*) (photochromic lenses) for ''£2·10'' there is substituted ''£2·30'' and for ''£2·60'' there is substituted ''£2·85'';

(*h*) in paragraph 1(1)(*g*) (specially manufactured frames) for ''£36·00'' there is substituted ''£39·40'';

(*i*) in paragraph 2(*a*) (minimum complex appliance payment — single vision lenses) for ''£3·70'' there is substituted ''£4·00''; and

(*j*) in paragraph 2(*b*) (minimum complex appliance payment — other cases) for ''£19·70'' there is substituted ''£21·60''.

(3) For Schedule 3 to the principal regulations (voucher values — repair) there is substituted the Schedule 3 set out in Part II of the Schedule.

Amendment of the General Ophthalmic Services Regulations (Northern Ireland) 1986

5. In regulation 2(1) of the Ophthalmic Services Regulations(**a**) (interpretation) in the definition of ''complex appliance'' sub-paragraph (ii) shall be omitted.

Application of regulations

6.—(1) Subject to paragraph (2) the amendments made by regulations 2(*b*), 3 and 4 and the Schedule apply only in relation to a voucher—

(a) S.R. 1986 No. 163 as amended by S.R. 1989 No. 113 and S.R. 1991 No. 115

(*a*) accepted or used on or after 1st April 1992 pursuant to regulation 12 or regulation 18 of the principal regulations; or

(*b*) sent to the Agency pursuant to regulation 14(2)(*c*) of the principal regulations in respect of cost incurred on or after that date.

(2) Where—

(*a*) before 1st April 1992, a voucher has been issued under regulation 9(2) or (7), 10(3), 11(2) or 17(2) or (3) of the principal regulations in relation to—

(i) a prescription for the supply of an appliance which was a complex appliance only by virtue of its containing a lenticular lens, or

(ii) the replacement or repair of such an appliance; or

(*b*) on or after 1st April 1992, a voucher is issued under regulation 10(4) of the principal regulations to replace one issued prior to that date in relation to a prescription for the supply of an appliance which was a complex appliance only by virtue of its containing a lenticular lens,

the principal regulations shall apply to the use or redemption of that voucher in connection with the supply, replacement or repair of that appliance, or to the issue of that replacement voucher, on or after 1st April 1992 as if regulations 2(*a*), 3 and 4 of, and the Schedule to, these regulations had not come into force.

(3) Where, on or after 1st April 1992—

(*a*) a testing of sight takes place pursuant to an application made before that date under regulation 15A of the Ophthalmic Services Regulations; and

(*b*) at the time of such application, the applicant was an eligible person for the purposes of those regulations under regulation 15(1)(*d*) thereof only by virtue of his need to wear an appliance containing a lenticular lens,

the Ophthalmic Services Regulations shall apply in relation to that testing of sight as if regulation 5 of these regulations had not come into force.

Sealed with the Official Seal of the Department of Health and Social Services on 24th March 1992.

(L.S.) *J. Scott*

Assistant Secretary

The Department of Finance and Personnel hereby approves the foregoing Regulations.

Sealed with the Official Seal of the Department of Finance and Personnel on 24th March 1992.

(L.S.) *R. Miller*

Assistant Secretary

SCHEDULE

Regulation 4(1) and(3)

PART I

SCHEDULE 1 TO THE PRINCIPAL REGULATIONS AS SUBSTITUTED BY THESE REGULATIONS

SCHEDULE 1

Regulations 1(2), 9(3)(*a*), 10(3)(*a*), 11(3)(*a*), and 17(2)(*a*) and (3)(*a*)

Voucher Letter Codes and Face Values — Supply and Replacement

1 *Type of optical appliance*	2 *Letter code*	3 *Face value of voucher*
1. Glasses with single vision lenses— (*a*) of a spherical power of not more than 6 dioptres with a cylindrical power of not more than 2 dioptres; (*b*) of a spherical power of not more than 2 dioptres with a cylindrical power of more than 2 dioptres but not more than 4 dioptres.	A	£ 23·70
2. Glasses with single vision lenses— (*a*) of a spherical power of more than 2 dioptres but not more than 6 dioptres with a cylindrical power of more than 2 dioptres but not more than 4 dioptres; (*b*) of a spherical power of more than 6 dioptres but less than 10 dioptres with a cylindrical power of not more than 2 dioptres.	B	£ 37·40
3. Glasses with single vision lenses— (*a*) of a spherical power of 10 or more dioptres but not more than 20 dioptres with a cylindrical power of not more than 6 dioptres; (*b*) with a spherical power of not more than 10 dioptres with a cylindrical power of more than 4 dioptres but not more than 6 dioptres; (*c*) of a spherical power of more than 6 dioptres but less than 10 dioptres with a cylindrical power of more than 2 dioptres but not more than 4 dioptres.	C	£ 51·00