1992 No. 37

HEALTH AND PERSONAL SOCIAL SERVICES

General Dental Services (Miscellaneous Amendments) Regulations (Northern Ireland) 1992

Made . . . . . 29th January 1992

Coming into operation—
for the purposes of regulations 3(1) and 5 — *1st February 1992*
for all other purposes — *1st March 1992*

The Department of Health and Social Services in exercise of the powers conferred by Articles 61, 106 and 107(6) of the Health and Personal Social Services (Northern Ireland) Order 1972(**a**) and in conjunction with the Department of Finance and Personnel(**b**) in so far as they relate to Article 61 of that Order and of every other power enabling it in that behalf, and after consultation with such organisations as appear to the Department to be representative of the dental profession as required by Article 61(4) of that Order, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the General Dental Services (Miscellaneous Amendments) Regulations (Northern Ireland) 1992 and shall come into operation—

(*a*) for the purposes of regulations 3(1) and 5, on 1st February 1992; and

(*b*) for all other purposes, on 1st March 1992.

(2) In these regulations "the principal regulations" means the Health and Personal Social Services (General Dental Services) Regulations (Northern Ireland) 1975(**c**).

Amendment of regulation 9A of the principal regulations

2. In regulation 9A (Prior approval — patterns of treatment) in paragraph (6) after the words "effective from 1st October 1990" there shall be added the words "and amended with effect from 1st March 1992".

(a) S.I. 1972/1265 (N.I. 14). The relevant amending instruments are S.I. 1978/1907 (N.I. 26), S.I. 1981/432, S.I. 1986/2229 (N.I. 24), S.I. 1988/2249 (N.I. 24) and S.I. 1991/194 (N.I. 1)
(b) Formerly Department of Finance: *See* S.I. 1982/338 (N.I. 6) Art. 3
(c) S.R. 1975 No. 227. The relevant amending regulations are S.R. 1990 No. 342

Amendment of Schedule 1 to the principal regulations

3.—(1) In Part II of Schedule 1 (terms of service — continuing care arrangement, capitation arrangement and treatment on referral)—

(*a*) for head (*c*) of paragraph 4(1) there shall be substituted the following head:—

"(*c*) where at any time during the currency of a continuing care arrangement—

(i) the circumstances specified in sub-paragraph (1A) apply; or

(ii) in the opinion of the dentist, the care and treatment included in a plan for treatment provided under head (*b*) or this head of this sub-paragraph needs to be varied,

provide the patient with a new plan for treatment or, as the case may be, a revised plan for treatment in accordance (except as to the time of its provision) with head (*b*) of this sub-paragraph.";

(*b*) after paragraph 4(1) there shall be added the following sub-paragraphs:—

"(1A) The circumstances referred to in sub-paragraph (1)(*c*)(i) are where—

(*a*) the patient requests a new plan for treatment; or

(*b*) the patient and the dentist have agreed that all or part of the treatment which is necessary to secure and maintain oral health is to be provided privately; or

(*c*) the care and treatment which is to be provided includes any of the items of treatment mentioned in sub-paragraph (1B).

(1B) The items of treatment referred to in sub-paragraph (1A)(*c*) are—

(*a*) non-surgical treatment of chronic periodontal diseases which is likely to involve three or more visits;

(*b*) provision of three or more permanent fillings;

(*c*) endodontic treatment;

(*d*) provision of a veneer, inlay, crown or bridge;

(*e*) all surgical treatment other than the extraction of teeth;

(*f*) the extraction of—

(i) more than two teeth, or

(ii) any tooth which, in the opinion of the dentist, is likely to present special difficulty;

(*g*) provision of general anaesthesia or sedation in connection with any item of treatment;

(*h*) provision of a prosthetic appliance;

(*i*) orthodontic care and treatment.";

(*c*) for head (*d*) of paragraph 5(1) there shall be substituted the following head:—