1989 No. 311

HEALTH AND SAFETY

Health and Safety (Medical Fees) Regulations (Northern Ireland) 1989

Made	*28th July 1989*
Coming into operation . .	*2nd October 1989*

The Department of Economic Development(**a**), in exercise of the powers conferred on it by Article 49 of the Health and Safety at Work (Northern Ireland) Order 1978(**b**) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Health and Safety (Medical Fees) Regulations (Northern Ireland) 1989 and shall come into operation on 2nd October 1989.

Interpretation

2. In these Regulatons "employment medical adviser" means an employment medical adviser appointed under Article 48(3) of the Health and Safety at Work (Northern Ireland) Order 1978.

Fees payable for medical examination by an employment medical adviser

3.—(1) A fee shall be payable to the Department by an employer in respect of a medical examination of each of his employees by an employment medical adviser for the purposes of any provision specified in column 1 of Schedule 1.

(2) The fee payable under paragraph (1) shall be a basic fee for each examination together with additional fees for X-rays and laboratory tests where these are taken or carried out in connection with the examination; and for each provision specified in column 1 of Schedule 1—

(*a*) the basic fee shall be the amount specified in column 3 of that Schedule for that provision;

(*b*) the additional fee for X-rays shall be the amount specified in column 4 of that Schedule for that provision and shall cover all X-rays taken in connection with any one examination;

(*c*) the additional fee for laboratory tests shall be the amount specified in column 5 of that Schedule for that provision and shall cover all such tests carried out in connection with any one examination.

(**a**) Formerly the Department of Manpower Services. *See* S.I. 1982/846 (N.I. 11) Article 3
(**b**) S.I. 1978/1039 (N.I. 9) to which there are amendments not relevant to these Regulations

(3) Where an employment medical adviser carries out a medical examination of a self-employed person for the purposes of the Control of Asbestos at Work Regulations (Northern Ireland) 1988(**a**), that self-employed person shall pay to the Department fees ascertained in accordance with paragraph (2).

Fees for medical surveillance by an employment medical adviser under the Ionising Radiations Regulations (Northern Ireland) 1985

4.—(1) Fees shall be payable in accordance with paragraph (2) by an employer to the Department in respect of medical surveillance of any of his employees by an employment medical adviser for the purposes of the Ionising Radiations Regulations (Northern Ireland) 1985(**b**).

(2) Where the medical surveillance includes an examination of, or interview with, the employee, the fees shall be a basic fee for each examination or interview or combination thereof of £42 together with an additional fee of £32 in respect of X-rays taken and £18·50 in respect of all laboratory tests carried out in connection with any one such examination or interview or combination thereof, but where the surveillance is confined to an examination of, and making of entries in, records, the fee shall be £13.

Fees for medical surveillance by an employment medical adviser under the Control of Lead at Work Regulations (Northern Ireland) 1986

5.—(1) Fees shall be payable in accordance with paragraph (2) by an employer to the Department in respect of medical surveillance of any of his employees by an employment medical adviser for the purposes of the Control of Lead at Work Regulations (Northern Ireland) 1986(**c**).

(2) The fee payable for each item described in column 1 of Schedule 2 shall be that specified in the corresponding entry in column 2 of that Schedule.

Revocations

6. The Regulations specified in Schedule 3 are hereby revoked.

Sealed with the Official Seal of the Department of Economic Development on 28th July 1989.

(L.S.) *Suzanna Cooper*
Assistant Secretary

(a) S.R. 1988 No. 74
(b) S.R. 1985 No. 273
(c) S.R. 1986 No. 36

SCHEDULE 1 Regulation 3

Fees payable for medical examination by an employment medical adviser

Provision	*Reference*	*Basic Fee*	*Additional Fees where appropriate*	
			Fee for X-rays	*Fee for laboratory tests*
1	2	3	4	5
(a) Regulation 30 of the Chemical Works Regulations 1922.	S.R. & O (N.I.) 1922 No. 66 (p.41) (relevant amending Regulations are S.R. 1979 No. 187).	£31·00	£32·00	£18·50
(b) Regulation 14 of the Work in Compressed Air Special Regulations (Northern Ireland) 1963.	S.R. & O. (N.I.) 1963 No. 85 (relevant amending Regulations are S.R. 1979 No. 187).	£31·00	£32·00	£18·50
(c) Regulation 8 of the Carcinogenic Substances Regulations (Northern Ireland) 1967.	S.R. & O. (N.I.) 1967 No. 266 (relevant amending Regulations are S.R. 1979 No. 187).	£31·00	£32·00	£18·50
(d) Regulation 16 of the Control of Asbestos at Work Regulations (Northern Ireland) 1988.	S.R. 1988 No. 74	£37·00	£29·00	£16·50