1970. No. 177 **[C]**

HEALTH SERVICES

General Dental Services—Seniority Payments

REGULATIONS, DATED 1ST JULY 1970, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE HEALTH SERVICES ACT (NORTHERN IRELAND) 1948.

The Ministry of Health and Social Services in exercise of the powers conferred on it by Sections 11, 80 and 81 of the Health Services Act (Northern Ireland) 1948(a) and of all other powers enabling it in that behalf and in conjunction with the Ministry of Finance hereby makes the following regulations:—

Citation

1. These regulations may be cited as the Health Services (General Dental Services Seniority Payments) Regulations (Northern Ireland) 1970.

Interpretation

2.—(1) In these regulations:—

"the principal regulations" means the Health Services (General Dental Services) Regulations (Northern Ireland) 1964(b);

"quarter" means a period of 3 months ending on 31st March, 30th June, 30th September or 31st December;

"reckonable remuneration" means superannuable remuneration less any seniority payments paid under these regulations and in assessing such reckonable remuneration any provision in proviso (*d*) to regulation 54(2) of the Health Services (Superannuation) Regulations (Northern Ireland) 1962(c) that no account shall be taken of any remuneration in excess of a specified amount shall be disregarded;

"seniority payment" has the meaning assigned to it in regulation 3;

"superannuable remuneration" means remuneration in respect of general dental services as defined in regulation 54(2) of the Health Services (Superannuation) Regulations (Northern Ireland) 1962 or corresponding legislation in Great Britain or the Isle of Man, less any earnings from a salaried appointment at a health centre, whether or not the dentist is entitled to participate in the benefits provided under those regulations.

(2) Other words and expressions used have the same meanings as in the principal regulations.

Eligibility and payment

3.—(1) Subject to these regulations a dentist providing general dental services who duly makes application to the Board, on a form provided for the purpose, shall, if he has complied with the conditions of eligibility set out in paragraph (2)(*a*) and (*b*), be entitled, so long as he complies with the conditions of eligibility set out in paragraph (2)(*c*), (*d*) and (*e*), to receive from the Board a payment (hereinafter referred to as a "seniority payment") calculated in accordance with paragraph (3) in respect of any quarter (hereinafter referred to as a "relevant quarter") beginning on or after the 1st April 1969.

(a) 1948. c. 3.
(b) S.R. & O. (N.I.) 1964, No. 60.
(c) S.R. & O. (N.I.) 1962, No. 237.

(2) A dentist shall be eligible for payment of a seniority payment if—

(*a*) on the first day of the first quarter to which his application relates he is a person—

(i) who has provided general dental services, otherwise than as a salaried practitioner at a health centre or as an assistant, in Northern Ireland, England, Wales, Scotland, or the Isle of Man for a period of 10 years since 5th July 1948, of which not less than a period of 5 years (whether or not either of such periods has been continuous) has been within the period of 10 years ending on the first day of that quarter; and

(ii) who has during the period of 10 years ending on 31st March last preceding the first day of that quarter received superannuable remuneration totalling £5,000 or more; and

(iii) who has attained the age of 55 years; and

(*b*) he has duly made application for payment of a seniority payment—

(i) in the case of an application in respect of a relevant quarter ending on or before 31st March 1970, not later than 30th September 1970, or such later date as the Ministry may, in any particular case, specify, or

(ii) in the case of an application in respect of any other relevant quarter, not later than the end of the quarter next following that relevant quarter; and

(*c*) he has not before the first day of any relevant quarter been awarded a superannuation benefit, other than a return of contributions, in respect of the provision of general dental services in Northern Ireland, England, Wales, Scotland or the Isle of Man; and

(*d*) he has at any time during any relevant quarter been included in the dental list of the Board as a dentist undertaking to provide general dental services, otherwise than as a salaried practitioner at a health centre or as an assistant, whether or not he has also been such a salaried practitioner or assistant; and

(*e*) on the last day of any relevant quarter he has not attained the age of 70 years.

(3) The payment in respect of any quarter which a dentist shall be entitled to receive under these regulations shall, if his reckonable remuneration in that quarter was an amount specified in column (1) of the Schedule be the amount specified opposite to that amount in column (2) of the Schedule.

(4) Any seniority payments shall be in addition to any payments payable under the principal regulations and paragraph 6 of Part I of Schedule 1 to the principal regulations (Fees) shall not apply to any seniority payments.

Application of Principal Regulations

4. Regulation 18(6) (Recovery of overpayments) of the principal regulations shall apply to any seniority payment made to a dentist.

Sealed with the Official Seal of the Ministry of Health and Social Services this 1st day of July 1970.

(L.S.) *S. H. O'Fee,*
Assistant Secretary.

Sealed with the Official Seal of the Ministry of Finance this 1st day of July 1970.

(L.S.) *C. F. Darling,*
Assistant Secretary.