1988 No. 396

HEALTH AND PERSONAL SOCIAL SERVICES

Charges for Drugs and Appliances (Amendment No. 2) Regulations (Northern Ireland) 1988

Made . . . . . *8th November 1988*

Coming into operation . . *1st January 1989*

The Department of Health and Social Services in exercise of the powers conferred on it by Articles 98, 106 and 107 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 and commencement

1. These regulations may be cited as the Charges for Drugs and Appliances (Amendment No. 2) Regulations (Northern Ireland) 1988, and shall come into operation on 1st January 1989.

Amendment of regulations

2. The Health and Personal Social Services (Charges for Drugs and Appliances) Regulations (Northern Ireland) 1973(**c**) are amended as follows:—

(*a*) in regulation 2(1) (Interpretation), after the definition of ''out-patient'' the following definition is inserted—

'' ''oxygen concentrator'' and ''oxygen concentrator services'' have the meanings assigned to them in regulation 37(B) of the General Medical and Pharmaceutical Services (Amendment No. 2) Regulations (Northern Ireland) 1988;''(**d**);

(*b*) in regulation 3(1) (Supply of drugs and appliances by chemists)—

(i) the word ''and'' at the end of sub-paragraph (*a*) is omitted and after that sub-paragraph the following sub-paragraph is inserted—

''(*aa*) in respect of an oxygen concentrator, a charge of £2·60 for each month in which the chemist provides any oxygen concentrator services; and'',

(ii) in sub-paragraph (*b*) the words ''not specified in Schedule 1'' are omitted,

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(a) S.I. 1972/1265 (N.I. 14)
(b) Formerly Department of Finance: *see* S.I. 1982/338 (N.I. 6) Art. 3
(c) S.R. & O. (N.I.) 1973 No. 419
(d) S.R. 1988 No. 395

(iii) at the end of regulation 3(1) the following words are inserted—

"or, where a chemist provides oxygen concentrator services to a patient in a month, a charge is already required to be made under these regulations to that patient, whether by that or another chemist, in respect of another oxygen concentrator for that month or such a charge would be required to be made but for any exemption.".

Sealed with the Official Seal of the Department of Health and Social Services on 8th November 1988.

(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 8th November 1988.

(L.S.) *Joan A. Mills*
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Health and Personal Social Services (Charges for Drugs and Appliances) Regulations (Northern Ireland) 1973. They specify a monthly charge to the patient of £2·60 in respect of an oxygen concentrator prescribed as part of the pharmaceutical services.

Exemptions from charges apply to the patient as they apply to patients in receipt of other pharmaceutical services.

1988 Nos. 397 and 398

These Orders have been exempted from printing by the Statutory Rules (Northern Ireland) Order 1979. Summaries are given in the List of Statutory Rules of a Local Character under the heading ROADS.