Health Authority Proposals

REGULATIONS, DATED 8TH SEPTEMBER, 1952, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION THIRTY-SEVEN OF THE HEALTH SERVICES ACT (NORTHERN IRELAND), 1948.

1952. No. 173

The Ministry of Health and Local Government for Northern Ireland (in these Regulations referred to as " the Ministry "), in exercise of the powers conferred on it by section thirty-seven of the Health Services Act (Northern Ireland), 1948, hereby makes the following regulations :—

1.—(1) These Regulations may be cited as the Health Services (Health Authority Proposals) Regulations (Northern Ireland), 1952.

(2) The Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Regulations in like manner as it applies for the interpretation of an Act of the Parliament of Northern Ireland.

2. Every health authority shall submit to the Ministry proposals for performing their functions under the enactments specified in the Schedule to these Regulations.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this eighth day of September, one thousand nine hundred and fifty-two, in the presence of

(L.S.) *W. McCaughey,*
Assistant Secretary.

SCHEDULE

The Midwives and Nursing Homes Act (Northern Ireland), 1929, sections 6 and 7.
The Education Act (Northern Ireland), 1947, sections 30, 42, 50 and 53.
The Health Services Act (Northern Ireland), 1948, section 42.

Hospital Charges for Drugs and Appliances

REGULATIONS,* DATED 28TH MAY, 1952, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT WITH THE APPROVAL OF THE MINISTRY OF FINANCE, UNDER THE HEALTH SERVICES ACT (NORTHERN IRELAND), 1948.

1952. No. 87

The Ministry of Health and Local Government for Northern Ireland (hereinafter referred to as the " Ministry ") in exercise of the powers conferred on it by paragraph eighteen of Part II of the First Schedule

* A draft of these Regulations was approved by Resolution of the Senate and of the House of Commons on the 27th May, 1952.

to the Public Health (Tuberculosis) Act (Northern Ireland), 1946, and by sub-section (1) of Section seventy-six of the Health Services Act (Northern Ireland), 1948 (in these Regulations referred to as the " Act ") and of every other power it thereunto enabling hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Health Services (Hospital Charges for Drugs and Appliances, etc.) Regulations (Northern Ireland), 1952, and shall come into operation on the first day of June, 1952.

(2) The Interpretation Act, 1889, shall apply for the interpretation of these Regulations in like manner as it applies for the interpretation of an Act of the Parliament of Northern Ireland.

(3) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them :—

" Authority " means the Northern Ireland Hospitals Authority or the Northern Ireland Tuberculosis Authority ;

" Drugs " includes medicines ;

" Enactment " means any provision in any Act or in any order, rule or regulation or other instrument made under or by virtue of any Act ;

" Listed appliance " means an appliance specified in the schedule to these Regulations ;

" Outpatient " means a patient who, for the time being, is not resident in a hospital ;

" Treatment " includes examination and diagnosis.

(4) Any reference in these Regulations to any enactment shall be construed as a reference to that enactment as amended by or under any subsequent enactment.

(5) Any reference in these Regulations to the supply of an appliance shall in its application to surgical boots and shoes, be deemed to include the repair thereof.

2.—(1) Subject to these Regulations any outpatient of a hospital providing hospital and specialist services who for the purpose of his treatment is supplied at the hospital with drugs (otherwise than for administration in the hospital) or listed appliances shall be liable to pay to the Authority the following charges :

(i) the sum of one shilling in respect of the drugs supplied on any one occasion not being an occasion upon which a listed appliance is supplied ; and

(ii) such sum as is specified in the schedule hereto as being payable by the patient in respect of any listed appliance so supplied.

(2) For the purpose of this regulation drugs shall be deemed to be supplied on one occasion, notwithstanding that they are supplied at

different times, if they are supplied at or following an attendance at the hospital and before a succeeding attendance for treatment is made.

3. Subject to these Regulations any outpatient of a hospital providing hospital and specialist services who, for the purpose of his treatment, is provided by the Authority with a prescription form or other form of order for the purpose of enabling him to obtain the drugs or appliances from a chemist or other person supplying such goods shall be liable to pay to the chemist or other person who supplies the goods —

(i) such sum as is specified in the schedule hereto as being payable by the patient in respect of any listed appliance so supplied.

(ii) the sum of one shilling in respect of the drugs supplied to him by virtue of every such prescription form or other form of order which does not include an order for the supply of a listed appliance.

4. Where the Minister of Pensions supplies a person not resident in a hospital with a listed appliance under arrangements made under Part III of the Act, such charge shall be recoverable by the Minister on behalf of the Authority in respect of the supply of the said appliance as would have been recoverable by the Authority had the Authority supplied it to an outpatient.

5. The charges authorised by these Regulations shall be payable in respect of drugs and appliances supplied on or after the date on which these Regulations come into operation notwithstanding that they may have been prescribed or ordered before that date.

6.—(1) No charge shall be made under these Regulations in respect of the supply of any listed appliance to a person who is under 16 years of age or to persons over that age who are in attendance at any school which is a grant-aided school for the purposes of the Education Act (Northern Ireland), 1947, or who are in full-time attendance at other schools.

(2) No charge shall be made under Regulations two or four in respect of the supply of drugs or appliances to —

(*a*) persons for whose needs provision is being made in National Assistance grants under the National Assistance Act (Northern Ireland), 1948, and in respect of whom a National Assistance Order Book is produced to the Authority or, as the case may be, to the Ministry of Pensions in proof thereof ;

(*b*) persons who are pensioners of the Ministry of Pensions and receive the drugs or appliances in respect of an accepted disability.

(3) No charge shall be made under these Regulations in respect of the supply of a listed appliance if it is provided by way of replacement of an appliance provided under the hospital and specialist services and

such replacement is necessitated solely by a change in the patient's condition or a defect in the last-mentioned appliance not due to the fault of the patient.

(4) No charge shall be made under these Regulations in respect of the supply of drugs for the treatment of venereal disease.

7. The amount payable under any agreement or arrangement, whether made before or after the coming into operation of these Regulations, by or on behalf of the Authority to any person for the supply of drugs or appliances or both to outpatients shall be reduced by the sum payable to him in respect thereof under Regulation 3 of these Regulations.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this twenty-eighth day of May, 1952, in the presence of

(L.S.) *L. G. P. Freer*,
Secretary.

The Ministry of Finance for Northern Ireland hereby approves the foregoing Regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this twenty-eighth day of May, 1952, in the presence of

(L.S.) *W. D. Scott*,
Secretary.

SCHEDULE

CHARGES PAYABLE FOR APPLIANCES AND REPAIRS TO SURGICAL FOOTWEAR

Surgical boots/shoes, a pair (including fellow, if any)		£3 0 0
* Surgical abdominal supports, each		£1 0 0
Elastic hosiery : anklets, kneecaps, leggings, thigh pieces, each		£0 5 0
Elastic hosiery : stockings, knee stockings, knee leggings, thigh stockings, thigh leggings, thigh kneecaps, each		£0 10 0
Wigs, any type :		
supplied in duplicate, a pair		£5 0 0
single wig, each		£2 10 0
Repairs to surgical boots/shoes, per pair (including fellow, if any)		
Soling	Men	£0 8 0
	Women	£0 6 0
Heeling	Men	£0 2 6
	Women	£0 1 6
Soling and Heeling	Men	£0 10 6
	Women	£0 7 6
Long Soling including Heeling	Men	£0 13 6
	Women	£0 13 6

* This term does not include trusses.