1973. No. 418 **[C]**

HEALTH AND PERSONAL SOCIAL SERVICES

General Dental Services

REGULATIONS, DATED 27TH SEPTEMBER 1973, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES IN CONJUNCTION WITH THE MINISTRY OF FINANCE UNDER THE HEALTH AND PERSONAL SOCIAL SERVICES (NORTHERN IRELAND) ORDER 1972.

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The Ministry of Health and Social Services (hereinafter referred to as "the Ministry") on behalf of the Secretary of State, and in exercise of the powers conferred on it by Articles 61, 64, 95, 98, 106 and 107 of and paragraph 7(5) of Schedule 3 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 and in conjunction with the Ministry of Finance, hereby makes the following regulations:—

PART I

GENERAL

Citation and commencement

1. These regulations may be cited as the Health and Personal Social Services (General Dental Services) Regulations (Northern Ireland) 1973 and shall come into operation on 1st October 1973.

Interpretation

2.—(1) In these regulations, unless the context otherwise requires, the following expressions have the respective meanings hereby assigned to them:—

"the Agency" means the Northern Ireland Central Services Agency for the Health and Social Services established under Article 26 of the Order;

"assistant" means any dental practitioner employed either whole-time or part-time, under a contract of service, by another dental practitioner for the purpose of providing general dental sevices on behalf of that dental practitioner;

"Board" means a Health and Social Services Board established under Article 16 of the Order for any area;

"Committee" means the Dental Committee constituted under regulation 10;

"current authorised fee" in relation to any service means the fee set out in Schedule 4 as the fee payable to the dental practitioner in respect of those services but does not include—

(*a*) any fee in respect of a visit to a patient by a dental practitioner, or

(*b*) any additional charge payable by the patient in pursuance of regulation 14 being a charge for treatment not clinically necessary;

"dental estimate form" means the form approved by the Ministry and available from the Agency for completion by the dentist and the patient in connection with the provision of general dental services;

"dental fitness" means such a reasonable standard of dental efficiency and oral health as is necessary to safeguard general health and "dentally fit" has a corresponding meaning;

"Dental Officer" means a dental officer in the employment of the Agency;

"dental treatment" means all proper and necessary treatment which a dentist usually undertakes for a patient, including examination and report, the provision of dentures and their repair and remaking, and the administration of anaesthetics in connection with any such treatment, and includes the giving of orders on the appropriate form for the listed drugs and medicines or the supply of such drugs and medicines in accordance with these regulations;

(a) S.I. 1972, No. 1265 (N.I. 14).

"dentist" means a person registered in the dentists' register under the Dentists Act 1957(**b**) and for the purposes of Regulation 21 means a dentist on the dental list compiled by the Agency and providing general dental services otherwise than as a salaried practitioner or as an assistant, notwithstanding that he is also a salaried practitioner or an assistant;

"deputy" means a dentist (including a partner) acting on behalf of another dentist otherwise than in the capacity of an assistant, for the purpose of providing general dental services;

"emergency treatment" means any treatment immediately required for the relief of pain, or other urgent symptoms;

"Executive Council" means an Executive Council constituted under the provisions of section 31 of the National Health Service Act 1946(**c**) or section 32 of the National Health Service (Scotland) Act 1947(**d**);

"full-time school education" means full-time instruction in a school within the meaning of the Education and Libraries (Northern Ireland) Order 1972(**e**), or in corresponding establishments elsewhere;

"general dental services" means services provided by a dentist by virtue of arrangements made under Article 61 of the Order and for the purposes of regulation 21 includes dental services under the corresponding provisions of the law in force in Great Britain or the Isle of Man;

"health centre" means premises provided under Article 5(1)(*b*) of the Order at which facilities are available for the provision of any of the services referred to in Part VI of the Order;

"health service number" means a number allotted to a person by the Agency for use in connection with the provision of general health services under the Order;

"listed drugs" means such drugs and medicines as are included in a list for the time being approved by the Ministry;

"medical card" means a card issued to a person, in a form approved by the Ministry, for the purpose of enabling that person to obtain or establish a title to receive general medical services, including maternity medical services, general dental services or general ophthalmic services and shall include any card provided for a like purpose under the National Health Insurance (Medical Benefit) Regulations (Northern Ireland) 1938(**f**);

"modified estimate form" means the form approved by the Ministry and available from the Agency for completion by the dentist and the patient in connection with the provsion of emergency treatment referred to in paragraphs 8(1) and (2) of Part I of Schedule 1.

"the Order" means the Health and Personal Social Services (Northern Ireland) Order 1972;

"patient" means a person who is accepted by a dentist for the provision of general dental services and includes a person who is receiving general dental services;

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

(**b**) 5 & 6 Eliz. 2 c. 28.
(**c**) 9 & 10 Geo. 6. c. 81.
(**d**) 10 & 11 Geo. 6. c. 27.
(**e**) S.I. 1972, No. 1263 (N.I. 12).
(**f**) S.R. & O. (N.I.) 1938, No. 141.

"reckonable remuneration" means such remuneration as defined—

(*a*) in regulation 54(2) of the Health Services (Superannuation) Regulations (Northern Ireland) 1962(**g**); or

(*b*) in corresponding legislation in Great Britain or the Isle of Man

as is paid to a dentist in respect of the provision of general dental services whether or not such dentist is entitled to participate in the benefits provided under those regulations as if that definition—

(i) excluded payments made under those regulations and remuneration as a salaried practitioner;

(ii) disregarded any limit on remuneration of which account shall be taken under those regulations;

"salaried practitioner" means a dentist employed under a contract of service by a Board to provide general dental services at a health centre and for the purposes of regulation 21 includes a dentist employed under a contract of service by an Executive Council in Great Britain;

"seniority payment" has the meaning assigned to it in regulation 21;

"superannuation benefit" means any payment, other than a return of contributions, made to a dentist by virtue of the application of—

(*a*) the Health Services (Superannuation) Regulations (Northern Ireland) 1962; or

(*b*) the corresponding legislation in Great Britain or the Isle of Man consequent upon the provision by him of general dental services;

"supply" in relation to an appliance includes replacement.

(2) In these regulations, the expression "chemist" means a person, firm or body corporate entitled to carry on the business of a pharmaceutical chemist under the Pharmacy and Poisons Acts (Northern Ireland) 1925 to 1967, who provides pharmaceutical services. The regulations shall also apply (except so far as the context may otherwise require) to a person, firm or body corporate whose name is included in the pharmaceutical list for the purpose of supplying appliances only.

PART II

GENERAL ARRANGEMENTS FOR DENTISTS

Terms of service for dentists

3.—(1) The arrangements which a Board is required by Article 61 of the Order to make with dentists for the provision of general dental services shall incorporate—

(*a*) in the case of a dentist undertaking to provide general dental services other than as a salaried practitioner, the terms of service contained in Part I of Schedule 1; and

(*b*) in the case of a salaried practitioner, the terms of service contained in Part II of Schedule 1:

Provided that a dentist whose application to a Board to provide general dental services at a health centre otherwise than as a salaried practitioner has been refused may appeal to the Ministry, and the Board shall give effect to any direction of the Ministry on that appeal.

(2) Where a dentist who provides general dental services as a salaried practitioner also provides general dental services otherwise, the arrangements shall incorporate the provisions referred to in paragraph (1)(*a*) and (*b*) and whichever provisions are applicable shall apply.

(**g**) S.R. & O. (N.I.) 1962, No. 237.

Dental list

4.—(1) The Agency shall from information obtained from the Boards prepare a list, to be called "the dental list", of dentists who, having made the appropriate application, may be included in the list.

(2) Any dentist resident in Northern Ireland, not disqualified under the provisions of Schedule 11 to the Order who applies to be included in the dental list, shall be so included.

(3) Any dentist who wishes to have his name included in the dental list shall apply on a form approved by the Ministry and available from the Board. Application shall be made to the Board for the area in which the dentist's surgery is situated.

(4) The dental list shall contain—

(*a*) the name of each dentist and, if he practises in partnership, the name of each of his partners;

(*b*) the address and telephone number of any surgery or health centre at which the dentist provides general dental services;

(*c*) particulars of the days and hours at which he is or will be normally in attendance;

and may be so arranged as to show the area in which each dentist will provide treatment.

(5) A dentist on the dental list shall within 14 days notify the Board of any change or addition affecting the entries which the dental list is required to contain in relation to him.

(6) The Agency shall send a copy of the dental list to the Ministry, each Board, each Local Dental Committee and any person under contract with a Board to provide pharmaceutical services. The Agency shall inform the Ministry, each Board and each Local Dental Committee within 14 days of receipt of notice of any alterations which may from time to time be made in the list, and shall inform the remaining persons at intervals of not more than 3 months of such alterations.

(7) Copies of the dental list shall be made available for inspection at the offices of each Board, the office of the Agency and at such other places as appear to the Agency to be convenient for informing all persons interested.

Arrangements for the supply of drugs and medicines by dentists

5.—(1) Where the Agency is satisfied that a patient by reason of distance or inadequacy of means of communication would otherwise have serious difficulty in obtaining any drugs required for his treatment under these regulations, it may require the dentist who is responsible for the treatment of the patient to supply such drugs to that patient:

Provided that notwithstanding such requirement the dentist may, if so requested by any patient, instead of supplying such drug or medicine give a prescription for the same to be supplied by a chemist.

(2) Notwithstanding anything contained in this regulation—

(*a*) a dentist shall not be required to undertake the supply of drugs under this regulation if he satisfies the Agency that he is not in the habit of supplying drugs or that the patient can with at least equal facility obtain a supply of drugs from a chemist; and

(*b*) a dentist shall be entitled to receive reasonable notice from the Agency that he is required to undertake the supply of drugs or that such supply is to be discontinued.

Publication of particulars of arrangements

6. The Agency shall publish, in such manner as appears to it best calculated to inform all persons interested, particulars of the arrangements made by the Boards for the provision of general dental services including a statement of the places where copies of the terms of service for dentists and copies of the dental list may be seen, the places at which any necessary forms of application are available, and any other particulars which the Agency thinks proper.

PART III

METHOD OF OBTAINING GENERAL DENTAL SERVICES

Selection of dentist

7. Any person ordinarily resident in Northern Ireland or Great Britain, or being a person to whom the provisions of the Health Services (Persons not Ordinarily Resident in Northern Ireland) Regulations (Northern Ireland) 1970(**h**) apply, requiring general dental services may apply to a dentist whose name appears on the dental list. The person shall produce to the dentist his medical card bearing his health service number and shall complete so far as is applicable Part I of the dental estimate form together with such declaration as may be required by the Agency relating to eligibility for (*a*) general dental services, or (*b*) general dental services without charge.

Exercise of choice of dentist in certain cases

8. The right to choose the person by whom general dental services are to be provided or to sign a declaration or certificate for the purposes of regulation 13, or the appropriate form for the purposes of regulation 14 shall be exercised—

(*a*) on behalf of any person under the age of 16 by a parent or in the absence of both parents, the guardian or other person who has the care of the child;

(*b*) on behalf of any other person who on account of old age, sickness or other infirmity, is incapable of choosing a person to provide any of the services, by the relative or other person who has the care of such person; and

(*c*) on behalf of any person under the care of the managers of an approved school by the managers of the school or a person duly authorised by them in that behalf.

Examination by Dental Officer

9. It shall be a condition of obtaining general dental services that a patient shall, if required by the Agency or by the Committee, submit himself for examination by a Dental Officer or by a dentist appointed under regulation 12 whether during or after the provision of such services:

Provided that failure of a patient to submit himself for examination when so required shall not of itself delay a payment being made by the Agency to the dentist for any treatment provided to that patient.

(**h**) S.R. & O. (N.I.) 1970, No. 56.

PART IV

DENTAL COMMITTEE

Constitution of the Dental Committee

10. The provisions set out in Schedule 3 shall apply in relation to the Committee which shall be constituted by the Agency for the purpose of carrying out the duties assigned to it by these regulations.

Delegation of duties to Dental Officer

11. The Committee may delegate to a Dental Officer such of its duties with respect to the approval of estimates for dental treatment and appliances under these regulations as it thinks fit.

Appeals against the Dental Committee

12.—(1) Any person aggrieved by a decision of the Committee shall be entitled to appeal by sending to the Ministry a notice of appeal within one month from the date on which the decision of the Committee was received by that person.

(2) The notice of appeal shall contain a concise statement of the facts and contentions upon which the appellant intends to rely.

(3) The Ministry shall appoint two dentists, of whom one shall be appointed after consultation with such organisation as may be recognised by the Minister as representing the dental profession, who shall hear the representations of the appellant and the Committee and determine the appeal:

Provided that the dentists so appointed may, if satisfied that the appeal can properly be determined without an oral hearing and with the agreement of the appellant and the Committee, dispense with an oral hearing, in which case the appellant and the Dental Committee shall be given an opportunity to amplify their statements.

(4) For the purposes of any oral hearing, the Ministry shall appoint one of the dentists to be chairman, who, in the event of a failure to reach agreement, shall have a casting vote.

PART V

CHARGES PAYABLE BY OR ON BEHALF OF PATIENTS

Charges for treatment and appliances

13.—(1) Subject to the provisons of this regulation a dentist shall be entitled to make and recover—

(*a*) in respect of the supply under these regulations of such dental appliances as are set out in Schedule 6; and

(*b*) in respect of any other treatment specified in Schedule 6;

the appropriate charges specified in the said Schedule 6.

(2) Where any services in respect of which a charge is payable by virtue of paragraph (1)(*a*) are provided in pursuance of the same contract or arrangement for the services specified in paragraph (1)(*b*) the charges payable in respect of all the services provided in pursuance of the contract or arrangement shall not together exceed £10.00 in the aggregate.

(3) No charge shall be made under paragraph (1) where the person is on the date of the contract or arrangement for the services—

(*a*) under 16 years of age or receiving full-time school education; or

(*b*) an expectant mother or the mother of a child born within the previous 12 months,

if the appropriate declaration to that effect is made by or on behalf of that person in Part I of the dental estimate form or in the modified estimate form.

(4) Subject to paragraph (3)(*a*) no charge (other than that in respect of the relining of dentures or the addition of teeth, bands or wires to dentures) shall be made under paragraph (1)(*b*) where the person is on the date of the contract or arrangement for the provision of the services under 21 years of age if the appropriate declaration to that effect is made by or on behalf of that person in Part I of the dental estimate form or in the modified estimate form.

(5) It shall be a condition of exemption from a charge referred to in paragraphs (3) and (4) that the declaration is made in the form and manner indicated therein and that such documentary evidence of pregnancy or confinement is produced to the Agency as it may require.

(6) Where the current authorised fee payable in respect of the provision of general dental services is such amount as the Committee may in its discretion approve, whether or not subject to a maximum, the current authorised fee shall be—

(*a*) if the Committee has approved a fee for the services to be provided, the amount of that fee so approved, notwithstanding any subsequent increase of the amount of that fee on appeal; or

(*b*) if the Committee has not approved a fee for the services to be provided the amount of the fee authorised on appeal for the provision of those services.

(7) In providing general dental services for which a charge may be made of where exemption from such charge may be granted under this regulation—

(*a*) a dentist shall secure in Part I of the dental estimate form an acknowledgement by the patient, or some other person competent to act on his behalf, of his obligation to pay the said charge or where appropriate the declaration mentioned in paragraphs (3) and (4);

(*b*) the dentist shall, upon receiving any sum under this regulation give a receipt therefor on a form provided for this purpose by the Agency.

(8) Any fee which but for this regulation would be payable by the Agency to a dentist in respect of the provision of any service as part of general dental services shall be reduced by the amount payable by the patient under this regulation.

(9) Any payment required to be made under this regulation shall be without prejudice to any other charges authorised by these regulations.

(10) The replacement of dentures which is required solely by reason of the loss or destruction of, or damage sustained by, dentures previously possessed by the patient and supplied to him under the Order shall be deemed not to constitute the supply of dentures within the meaning of this regulation.

(11) A bridge, whether fixed or removable, which takes the place of any teeth shall be deemed to be a denture having that number of teeth for the purposes of this regulation.

(12) The expression "repair" for the purpose of paragraph 2(*b*) of Schedule 6 does not include the relining of dentures or the addition of teeth, bands or wires to dentures.

(13) Where a declaration in support of a claim to exemption is made under the provisions of paragraphs (3) and (4) but the claim is not substantiated and in consequence of the claim a dentist has not recovered a charge in respect of the completion of treatment the Agency shall be entitled to recover the said charge from the person concerned, whether or not such person has acknowledged the obligation to pay the charge in accordance with the provisions of paragraph (7)(*a*).

(14) In relation to general dental services provided by a salaried practitioner paragraphs (1), (7) and (13) shall have effect as if for references to a dentist there were substituted references to the Agency and paragraph (8) shall not apply.

Charges for expensive dental appliances and special dental treatment

14.—(1) Where a dentist agrees at a patient's request—

(*a*) to supply, as part of general dental services, any denture which is of a more expensive type than the corresponding type made of synthetic resin or vulcanite or metal, or

(*b*) to repair such a denture at a cost in excess of the cost of repair of the said corresponding type, or

(*c*) to provide, as part of such services, special dental treatment consisting of gold fillings, inlays or crowns, or

(*d*) to provide, as part of such services, a dental bridge at a cost in excess of the cost of providing a suitable denture, made of synthetic resin, vulcanite or metal, with the same number of teeth, or

(*e*) to repair such a dental bridge at a cost in excess of the cost of repairing the said denture, or

(*f*) to provide, as part of such services, such other special dental treatment as the Ministry may, from time to time, determine, after consultation with such organisation as may be recognised by the Minister as representing the dental profession,

he shall submit to the Committee particulars of the corresponding normal treatment and an estimate of the normal charge on a dental estimate form together with particulars of the special treatment and of the proposed additional charge on a form approved by the Ministry and available from the Agency. Before submitting the forms the dentist shall obtain the signature of the patient to the latter form and shall not proceed with any treatment specified in Schedule 2 other than emergency treatment and the treatment of British merchant seamen and deep sea fishermen about to go to sea, until approval is given.

(2) Except in so far as is provided otherwise in paragraph (3), the Agency shall be liable for such part only of the charge for services to which this regulation applies as, in the opinion of the Committee, is equivalent to the normal charge for the corresponding normal treatment.

(3) Without prejudice to the provisions of regulation 15, any denture or special treatment such as is mentioned in paragraph (1) which, in the opinion of the Committee, is required by the patient owing solely to his clinical condition or any repair of a denture supplied as part of such treatment so required shall, subject to regulation 13, be supplied as part of the general dental services.

Charges for replacement necessitated by an act or omission on part of patient

15.—(1) Where, on the receipt of an estimate for the free replacement of a dental appliance supplied to any patient as part of general dental services, the Committee consider that there are grounds for believing that the replacement may be necessitated by an act or omission on the part of the patient or (if it occurred when he was under 16 years of age) of his or of the person having charge of him when it occurred, they shall refer the matter to the Agency for investigation.

(2) The Agency shall in investigating the question consider any written representations made by the patient, or by the person having charge of him (if he is under 16 years of age), and shall afford him, in such manner as it thinks fit, an opportunity of making oral representations if he so desires.

(3) After completion of such investigation the Agency shall determine whether the replacement is necessitated by an act or omission on the part of the patient, or (if it occurred when he was under 16 years of age), of his or of the person having charge of him when it occurred, and whether the whole or a proportion of amounts equivalent to the charges for the supply of dental appliances listed in Schedule 6 shall be borne by or on behalf of the patient, and shall communicate its decision to the dentist and to the patient or, where appropriate, to the person having charge of him, and the Agency shall be responsible for the payment of such part only of the cost as is not determined to be payable by or on behalf of the patient:

Provided that—

(*a*) if subsequently it appears to the Agency that payment of the sum by or on behalf of the patient would involve undue hardship it may make such contribution thereto as it thinks fit;

(*b*) the cost to be borne by the Agency, including any such contribution as aforesaid, shall not exceed—

(i) the amount which would be payable by the Agency for the supply of a normal appliance; or

(ii) where the replacement involves the supply of a special appliance which, in the opinion of the Committee, is required solely on account of the patient's clinical condition, the cost approved by the Committee for such appliance.

Provisions applicable to services provided by a salaried practitioner

16. In their application to general dental services provided by a salaried practitioner the provisions of regulations 14 and 15 shall be subject to the following modifications:—

(*a*) Where a salaried practitioner—

(i) agrees on request by or on behalf of a patient, or

(ii) proposes solely on account of the clinical condition of the patient, to supply or repair a denture or to provide treatment of a kind specified in regulation 14,

the salaried practitioner shall submit an estimate to the Committee, on a form to be supplied by the Agency, and shall not proceed with any treatment specified in Column B of Schedule 2, other than emergency treatment or the treatment of British merchant seamen and deep sea fishermen about to go to sea, until the approval of the Committee is received. In giving such approval the Committee shall determine, in accordance with the provisions of regulation 19(2), the amount which would have been payable by the patient if the

treatment had been provided by a dentist other than a salaried practitioner and that amount shall be the amount payable by the patient to the Agency, and the Committee shall inform the patient of the amount;

(*b*) any service provided under paragraph (*a*) which in the opinion of the Committee is required by the patient concerned solely because of his clinical condition shall, subject to the provisions of regulation 13, be provided free of charge to that patient;

(*c*) where in connection with the free replacement of a dental appliance supplied to any patient as part of general dental services, it appears to the salaried practitioner that there are grounds for believing that such replacement is necessitated by an act or omission on the part of the patient, or (if it occurred when he was under 16 years of age) of his or of the person having charge of him when it occurred, the salaried practitioner shall, unless such patient or the person having charge of him (if he is under 16 years of age) admits in writing that the replacement is so necessitated, report the matter to the Agency. The Agency shall thereupon investigate the case in the manner provided by regulation 15(2). If on such investigation the Agency is satisfied that the replacement is not necessitated by such an act or omission as aforesaid, it shall so inform the patient or the person having charge of him (if he is under 16 years of age) and the salaried practitioner. If such an act or omission is admitted or determined as aforesaid, the Agency shall be entitled to recover from such patient or person acting on his behalf the appropriate cost for such services which would have been payable to a dentist other than a salaried practitioner or such part of such cost as the Agency may determine.

Payment of charges by patient

17. The dentist may decline to begin or proceed with treatment until he, or, in relation to a case falling within regulation 13(13) or to general dental services provided by a salaried practitioner, the Agency, has received payment from the patient of the appropriate charges payable by the patient under this part of the regulations:

Provided that—

(*a*) no additional charge shall be made to the patient in any case to which regulation 14(3) applies, except in the case of replacement of an appliance necessitated by an act or omission on the part of the patient or (if it occurred when he was under 16 years of age) of his or of the person having charge of him when it occurred;

(*b*) where the treatment provided is the supply under regulation 15 of a normal appliance, the charges recoverable by a dentist from the patient or from the patient and the Agency shall not in the aggregate exceed the normal charge for that appliance.

Summary recovery of charges

18. Any sum payable or recoverable in consequence of these regulations may without prejudice to any other method of recovery, be recovered summarily as a civil debt.

PART VI

REMUNERATION OF DENTISTS OTHER THAN SALARIED PRACTITIONERS

Fees for treatment approved

19. —(1) When approving treatment proposed on a dental estimate form the Committee shall determine in accordance with the scale set out in Schedule 4 the fees payable to the dentist for the treatment approved and shall inform him of their determination.

(2) When approving special dental treatment to be provided under regulation 14, the Committee shall, subject to the provisions of paragraph (3) thereof, determine—

(*a*) where the treatment approved is a service under paragraph (1)(*a*) or (*b*) of the said regulation, the fees payable for the corresponding service specified in Schedule 4;

(*b*) where the patient is to be provided with a service under paragraph (1)(*c*) or (*d*) of the said regulation, the fees which would have been payable in accordance with the scale set out in Schedule 4 for such corresponding normal treatment, if any, as the Committee considers necessary to secure dental fitness;

and shall inform the dentist of its determination.

(3) On receipt of a dental estimate form or a modified estimate form in respect of treatment completed in accordance with the provisions of these regulations, the Committee shall, in accordance with the scale set out in Schedule 4 and subject to and in accordance with any previous determination under the foregoing paragraphs in respect of that treatment, determine the fees payable to the dentist by the Agency.

(4) The Committee may at its discretion, in cases of orthodontic treatment, authorise payments on account pending completion of treatment.

(5) The fees payable by the Agency to a dentist in respect of drugs supplied by him, either in pursuance of regulation 5, or in pursuance of paragraph 10(1) of Part I of Schedule 1 for use before a supply can be obtained otherwise under the regulations, except in so far as the drugs supplied under that paragraph have been obtained by the dentist in accordance with any arrangements made under the proviso to the said paragraph 10, shall be calculated in accordance with the provisions of the Drug Tariff referred to in regulation 42 of the Health and Personal Social Services (General Medical and Pharmaceutical Services) Regulations (Northern Ireland) 1973(i).

(6) The fees provided for in this regulation shall be payable only if the dentist complies with the conditions set out in Part VII of Schedule 4.

Additional payments to dentists

20.—(1) Where the Committee sends to the Agency an authorisation of payment dated during the period beginning with 1st April 1973 and ending with 30th September 1973, the Agency shall pay to the dentist an additional sum equal to 5.3 per cent of the amounts therein authorised for payment.

(2) Where the Committee sends to the Agency an authorisation of payment dated on or after 1st October 1973 in respect of a contract or arrangement entered into or made on or after 1st October 1972 and before 1st October 1973, the Agency shall pay to the dentist an additional sum equal to 5.3 per cent of the amount of the fees authorised under the relevant scale.

(i) S.R. & O. (N.I.) 1973, No. 421.

(3) Where the Committee sends to the Agency an authorisation of payment dated on or after 1st October 1973 in respect of a contract or arrangement entered into or made on or after 1st March 1972 and before 1st October 1972, the Agency shall pay to the dentist an additional sum equal to 16.7 per cent of the amount of the fees authorised under the relevant scale.

(4) Where the Committee sends to the Agency an authorisation of payment dated on or after 1st October 1973 in respect of a contract or arrangement entered into or made before 1st March 1972, the Agency shall pay to the dentist an additional sum equal to 23.4 per cent of the amount of the fees authorised under the relevant scale.

(5) Where the Committee sends to the Agency an authorisation of payment dated during the financial year ending 31st March 1974, the Agency shall pay to the dentist an additional payment of a sum equal to 5.0 per cent of his reckonable remuneration or £250 whichever is the less.

(6) The "relevant scale" for the purposes of paragraphs (2), (3) and (4) above is the Scale of Fees for the purposes of the authorisation of fees under regulation 28 of the Health Services (General Dental Services) Regulations (Northern Ireland) 1964 as amended.

Seniority payments—eligibility and payment

21.—(1) Subject to these regulations the Agency shall with effect from such date being the first day of a quarter on which a dentist shall have fulfilled the conditions set out in paragraph (2) and complied with the requirements set out in paragraph (3) pay in accordance with the provisions of paragraph (5) to such dentist additional remuneration which shall be referred to as a seniority payment.

(2) The conditions referred to in paragraph (1) are—

(*a*) the dentist has attained the age of 55 years on or before that date; and

(*b*) the dentist has provided general dental services otherwise than as a salaried practitioner or as an assistant for a period of not less than 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 that date; and

(*c*) the dentist has within the 10 years ending 31st March last preceding that date, received reckonable remuneration totalling not less than £7,500.

(3) The requirements referred to in paragraph (1) are that an application for a seniority payment shall be made on a form which shall be obtained from the Agency; shall be made by recorded delivery to the Agency and shall include particulars of the fulfilment by the dentist of the conditions set out in paragraph (2).

(4) A dentist shall cease from being entitled to a seniority payment with effect from the first day of any quarter in which—

(*a*) he attains the age of 70 years, or

(*b*) he receives a superannuation benefit.

(5) A seniority payment shall be calculated and payable as follows—

(*a*) where in any quarter the reckonable remuneration of a dentist to whom a seniority payment has become payable by virtue of the provisions of the preceding paragraphs falls within a range of remuneration listed in column 1 of Schedule 5, the seniority payment shall be the amount set out in column 2 of that Schedule opposite that range of remuneration;

(*b*) subject to paragraph (3) a seniority payment shall be payable by the end of the quarter next following that to which it relates;

(*c*) no seniority payment shall be made by the Agency to a dentist in respect of any period before the quarter immediately preceding the quarter in which his application for a seniority payment is delivered to the Agency.

Recovery of overpayments

22.—(1) Where the Committee or the Agency consider that it has authorised the payment of a fee or made a payment, as the case may be, to a dentist owing to an error or in circumstances when it was not due and the overpayment is admitted by the dentist, it shall be deducted from his remuneration. Where the overpayment is not so admitted, the Agency may refer the matter under regulation 4(2) of the Health and Personal Social Services (Services Committee) Regulations (Northern Ireland) 1973(j) for investigation, and if the Board or the Ministry on appeal, decides that there has been an overpayment the amount overpaid shall be recovered by deduction from the dentist's remuneration or otherwise.

(2) Recovery of an overpayment under the provisions of this regulation shall be without prejudice to the investigation of an alleged breach of the terms of service.

Application of Part VI

23. The provisions of this part of these regulations shall not apply to salaried practitioners.

PART VII

Revocation

24. The regulations named in Schedule 7 are hereby revoked.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 27th day of September 1973.

(L.S.) *F. A. Elliott,*
Assistant Secretary.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland for Northern Ireland this 27th day of September 1973.

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

(j) S.R. & O. (N.I.) 1973, No. 416.

SCHEDULE 1 Regulation 3

PART I

TERMS OF SERVICE FOR DENTISTS OTHER THAN SALARIED PRACTITIONERS

Interpretation

1. In these terms of service, except so far as the context otherwise requires, the expression "the regulations" means the Health and Personal Social Services (General Dental Services) Regulations (Northern Ireland) 1973, and other words and expressions have the same meaning as in the regulations.

Incorporation of provisions of regulations, etc.

2. Any provisions of the Order, the regulations, or the Health and Personal Social Services (Services Committee) Regulations (Northern Ireland) 1973 affecting the rights, duties and obligations of dentists shall be deemed to form part of these terms of service.

Standard of service

3.—(1) In providing general dental services under the regulations a dentist shall employ a proper degree of skill and attention and except where a modified estimate form is used shall, subject to the provisions of paragraph 9, provide the treatment necessary to secure dental fitness that the patient is willing to undergo, and shall satisfactorily complete that treatment.

(2) A dentist shall provide proper and sufficient surgery and waiting-room accommodation for his patients.

(3) A dentist's surgery shall be furnished with suitable equipment and the dentist shall provide treatment with suitable instruments.

Inspection of surgery and waiting-room accommodation

(4) A dentist on receipt of reasonable notice in writing shall admit a Dental Officer at all reasonable times to any surgery or waiting-room under his control for the purpose of inspecting the same.

Visiting

(5) The area within which a dentist shall be responsible for visiting and treating a patient where the condition of the patient so requires shall be one of a radius of 5 miles from his surgery or such other area as the Board and the dentist may agree, with the approval of the Ministry, for that dentist.

Anæsthetics

(6) A dentist shall be responsible for providing the services of a medical or dental practitioner when necessary for the administration of an anæsthetic in connection with any operation undertaken by him under these terms of service.

Reference to another dentist or to a hospital vested in the Ministry

4. If the condition of a person requiring general dental services is such as to require treatment which the dentist is unable to carry out, but such treatment to the knowledge of the dentist can be provided by another dentist under general dental services, or is available as part of the treatment provided at a hospital vested in the Ministry, the dentist shall inform the said person of the fact, and, if the person so wishes, the dentist shall take all necessary steps to enable him to receive such treatment. When referring a patient to another dentist or to such a hospital, the dentist shall give adequate particulars, in writing where required, either beforehand or as soon as possible afterwards and shall indicate on the dental estimate form that the patient has been so referred for the required treatment.

Records

5(*a*) In each case in which a dentist provides treatment under the regulations, he shall, subject to the provisions of paragraph 8, keep a record in a form approved by the Ministry and available from the Agency. The record card shall be the property of the dentist who shall be under a duty to retain it and, if required to do so, produce or send it within 14 days to the Agency, the Committee, or a Dental Officer. Such duty shall continue for a period expiring, in the case of treatment on an estimate requiring the Committee's prior approval, 4 years after the end of the financial year ending on the 31st March in which payment was made in respect of that treatment, or in any other case, 2 years after the end of such financial year.

(*b*) A dentist shall retain all films taken or obtained by him as part of dental treatment for a period of 12 months after the completion of that treatment, and shall during that period submit them to the Committee when requested to do so.

Fees

6.—(1) A dentist shall be entitled to be paid such fees and other remuneration in respect of any treatment which he is required to give under these terms of service as the Ministry may from time to time prescribe under Article 61 of the Order.

(2) Except as otherwise provided in the regulations, a dentist shall not suggest, demand or accept from any patient or from any other person the payment of any fee or remuneration in respect of any treatment which he is required to give under these terms of service:

Provided that this sub-paragraph shall not have any effect in relation to any claim made by a dentist in respect of loss of remunerative time resulting from failure of a patient to keep an appointment.

(3) A dentist shall not submit a dental estimate form claiming payment for the provision of general dental services—

(*a*) for which payment is excluded by the provisions in the scale of fees precluding payment for
  (i) services provided within a specified period of time, or
  (ii) services provided within a specified period of time without the prior approval of the Committee; or

(*b*) which have been provided otherwise than in accordance with the conditons with respect to materials set out in Part VII of Schedule 4.

Provision of treatment

7.—(1) In accepting an application for treatment, the dentist shall—
  (*a*) enter the details required at "A" and "B" of the dental estimate form;
  (*b*) secure the completion of Part 1 of the form so far as applicable and the signing thereof by the patient or where regulation 8 applies, by the appropriate person.
  (*c*) examine the patient and complete Part 6 of the dental estimate form;
  (*d*) set out in column 1 of Part 7 of the form the whole of the treatment necessary in his opinion to render the person dentally fit, and if the person is not willing to undergo the whole of such treatment, in column II of that Part set out the particulars of such part of that treatment as the person is willing to undergo;
  (*e*) complete the acceptance form available from the Agency;
  (*f*) complete Part 3 of the form.

(2) Where the extent of the treatment which the person is willing to undergo does not include treatment specified in Schedule 2, the dentist may proceed with and complete the treatment before sending the dental estimate form to the Committee for approval.

(3) Where the treatment which the person is willing to undergo includes treatment specified in Schedule 2, the dentist shall as soon as may be, and in any case within 10 days after making his examination, send the dental estimate form to the Committee for approval, and shall not proceed with any treatment specified in Schedule 2 other than emergency treatment until such approval is received:

Provided that the dentist may proceed immediately with the treatment of British merchant seamen and deep sea fishermen about to go to sea, and in such event shall send the form to the Committee for approval immediately after making the examination: The Committee shall take all practicable steps to ensure that dental estimate forms are returned to the dentist within a reasonable period.

(4)(*a*) If during the course of treatment in respect of which prior approval of an estimate is not required any variation or addition such as would have made the treatment subject to prior approval is found to be necessary, the dentist shall as soon as reasonably practicable submit an estimate of the whole of the treatment necessary (including that which has been begun) and thereafter the provisions of sub-paragraph (3) shall apply to such part of the treatment as has not been commenced.

(*b*) If during the course of treatment in respect of which prior approval of an estimate is required, any variation of or addition to such estimate is found to be necessary, and relates to an item of treatment requiring prior approval, the dentist shall without delay re-submit the estimate to the Committee for approval. The Committee may withdraw or vary their original approval in so far as treatment has not yet been carried out in accordance with such approval, or add thereto and, until the decision of the Committee is received by the dentist, the restriction on proceeding with treatment contained in sub-paragraph (3) shall apply.

(5) A dentist shall complete treatment with reasonable expedition and shall not take longer than 6 months from the date upon which the patient is accepted by him for treatment or where prior approval is required, from the date on which such approval is received by him:

Provided that:—

(*a*) the time limit shall be 12 months in the case of treatment including extractions and the consequent provision of dentures or such period as may be allowed by the Committee in the case of orthodontic treatment,

(*b*) treatment in so far as it relates to the provision of dentures shall not be regarded as completed unless the dentures have been delivered to and remain in the possession of the patient;

(*c*) the time limit shall not apply where any delay is due to failure by the patient to attend for treatment or where the Committee is satisfied that there is other sufficient reason.

(6) Upon completing treatment for a patient a dentist shall:—

(*a*) enter the required particulars in Part 5 of the dental estimate form;

(*b*) sign the said Part 5 with his name and initials (except where the Committee allow him to use a shorter signature) in his own handwriting and not by means of a stamp;

(*c*) obtain in Part 2 from the patient, or where the patient is under the age of 16 from the appropriate person for the purposes of regulation 8, a certificate that to the best of his belief examination or treatment has been completed;

(*d*) within one month of the completion of the treatment send the dental estimate form to the Committee.

(7) Upon receiving a sum in payment of the prescribed charge the dentist shall give a receipt therefor on a form available from the Agency.

(8) Where a dentist has been notified that a person for whom he has provided general dental services has been requested to submit himself for examination by a Dental Officer or that the Services Committee set up under the Health and Personal Social Services (Services Committee) Regulations (Northern Ireland)

1973, will investigate a complaint or reference relating to such services, the dentist shall not, until he has been notified that the examination has been carried out or cancelled. or that the investigation has been completed by the Committee, or that the Committee has no objections, provide any treatment other than emergency treatment to that person, and shall take all reasonable steps to facilitate the said examination or investigation.

Provision of emergency treatment

8.—(1) Notwithstanding anything contained in paragraph 7 a dentist, instead of making use of the dental estimate form, may, in the case of treatment consisting of such treatment as is mentioned in sub-paragraph (2), make use of a modified estimate form and in that event the provisions of paragraph 7 shall not apply and the provisions of paragraph 5 (in their application to such treatment) shall apply only to the extent to which records can be kept from the information contained in the modified estimate form.

(2) The treatment referred to in sub-paragraph (1) consists of emergency treatment being:

(*a*) not more than 2 extractions;
(*b*) the administration of a general anæsthetic;
(*c*) the dressing of teeth;
(*d*) repairs of dentures at a scale cost not exceeding £2.60 per denture;
(*e*) arrest of abnormal hæmorrhage;
(*f*) domiciliary visits in connection with the treatment indicated at (*a*), (*b*), (*c*) or (*e*);
(*g*) one x-ray.

(3) In accepting an application for such treatment the dentist shall, if he makes use of a modified estimate form:—

(*a*) secure the completion and signature by the patient of Part 1 of the form, so far as applicable, provided the patient is entitled to free treatment;
(*b*) carry out the treatment and complete Part 2.
(*c*) obtain the signature of the patient to Part 3;
(*d*) give the patient, if requested, a receipt for any charge paid by him;
(*e*) send the form to the Committee within one month of the completion of the treatment.

(4) A dentist shall not submit a modified dental estimate form in respect of treatment of the kind specified in sub-paragraph (2), where he has previously accepted the same patient for other treatment not yet completed, or where on the same day he accepts him for other treatment. For the purposes of this sub-paragraph other treatment shall not include orthodontic treatment only.

Inability or unwillingness of dentist to complete treatment

9.—(1) If owing to any cause beyond the control of the dentist, or because he refers a patient under paragraph 4, a dentist is unable to complete any treatment which has been commenced, he shall forthwith notify the Committee in writing of the amount of treatment completed, and of the reason for his inability to complete the remainder, and shall be entitled to such payment as may be approved by the Committee in respect of such treatment as has already been provided.

(2) The Agency shall, on the application of a dentist with the written consent of the patient, and may, on the application of a dentist without the consent of the patient, authorise him on such terms as it thinks just to discontinue any treatment which he has commenced, but before doing so it shall consider any representations which the patient may wish to make with respect to the application. If the application is granted the patient and the dentist shall be so informed and the dentist shall be entitled to such payment as may be approved by the Committee in respect of such treatment as has already been provided.

Supply of drugs

10.—(1) A dentist may supply to a patient such listed drugs as are required for immediate administration or application or for use before a supply can be obtained under paragraph 11.

(2) A dentist may supply any drug other than a listed drug if it is administered by him in person.

(3) A dentist shall supply all requisite drugs which under regulation 5 he is required by the Agency to supply:

Provided that a dentist shall comply with any arrangements made by the Agency and approved by the Ministry under which he may obtain and have available for supply such drugs as are referred to in sub-paragraph (1).

Duty to prescribe

11. A dentist shall order, on a form to be provided by the Agency for the purpose, such listed drugs as are requisite for the treatment of any patient. The order shall be signed by the dentist or by his deputy or assistant with his own hand and shall not be written in such a manner as to necessitate reference on the part of the person supplying the drugs to a previous order.

The form shall not be used for persons other than those for whom the dentist is providing general dental services and a separate form shall be used for each patient.

Deputies, assistants and partners

12.—(1) Save as provided in this paragraph or in paragraphs 3(6), 4 and 13, all treatment shall be given by a dentist personally, provided that where he is prevented by reason of temporary absence from his practice through illness or other reasonable cause, treatment may be given by a deputy.

(2) In the case of two or more dentists practising in partnership or as a principal and assistant, treatment may at any time be given by a partner or assistant of the dentist who is responsible for the patient's treatment, if reasonable steps are taken to secure continuity of treatment.

(3) A dentist shall not employ more than two assistants for the provision of general dental services without the consent of the Agency or on appeal the Ministry, and before giving any consent under this sub-paragraph the Agency shall consult the Local Dental Committee:

Provided that any consent given by or under this sub-paragraph shall be subject to review by the Agency in consultation with the Local Dental Committee not less than once a year.

(4) A dentist shall notify the Agency of the employment of an assistant within 7 days of the first day of employment, and forward to the Agency such particulars concerning the assistant as it may require. Where a dentist ceases to employ an assistant he shall notify the Agency within 7 days of the cessation of employment.

(5) If a dentist intends to absent himself from his practice for more than 21 consecutive days he shall notify the Agency or the persons for whom he is providing general dental services of his intended absence and of the deputy or assistant (if any) responsible for giving treatment in his absence.

(6) A dentist who intends to be or is absent from his practice for more than 2 months shall notify the Agency in writing and shall not employ an assistant after that period without the consent of the Agency.

(7) A dentist shall not employ as an assistant any dentist who is included in the dental list as a dentist undertaking to provide general dental services at a surgery or suite of surgeries at which the first named dentist undertakes to provide general dental services.

(8) Where a dentist employs an assistant who to the dentist's knowledge is subject to a requirement to submit estimates of any treatment (other than examination or emergency treatment) to the Committee for prior approval, he shall not allow that assistant to carry out such treatment unless the prior approval of the Committee has first been obtained.

(9) A dentist shall not, without the consent of the Ministry, employ as a deputy or assistant for the purpose of the provision of general dental services any practitioner who is disqualified for inclusion in the dental list under Schedule 11 to the Order.

(10) A dentist shall be responsible for all acts and omissions of any dentist acting as his deputy or assistant.

(11) A deputy shall be entitled to provide treatment at places or at times other than those arranged by the dentist for whom he is acting, due regard being had to the convenience of the person for whom the treatment is provided.

(12) A deputy or assistant (other than a partner whose name is included in the dental list) shall in addition to signing with his own name any dental estimate form or prescription, insert therein the name of the dentist for whom he is acting as deputy or assistant.

Dental hygienists

13. A dentist may employ a dental hygienist, being an ancillary dental worker whose name appears on the Roll of Dental Hygienists kept by the General Dental Council in accordance with the provisions of regulations made or having effect under section 41 of the Dentists Act 1957(k) and such dentist shall be responsible for all acts and omissions of the dental hygienist.

Withdrawal from dental list

14. A dentist shall be entitled at any time to give notice in writing to the Board that he desires to withdraw his name from the dental list and his name shall be removed therefrom at the expiration of 3 months from the date of such notice or of such shorter period as the Board may agree:

Provided that—

(*a*) if representations are made to the Tribunal under Schedule 11 to the Order that the continued inclusion of a dentist in the dental list would be prejudicial to the efficiency of the general dental services or the Board resolves to make such representations he shall not, except with the consent of the Ministry and subject to such conditions, if any, as the Ministry may impose, be entitled to have his name removed from the dental list pending the termination of the proceedings on such representations, and

(*b*) where any treatment has been commenced the dentist shall make satisfactory arrangements for the treatment to be completed.

PART II

TERMS OF SERVICE FOR SALARIED PRACTITIONERS

Interpretation

1. In these terms of service, unless the context otherwise requires, the expression "the regulations" means the Health and Personal Social Services (General Dental Services) Regulations (Northern Ireland) 1973 and other words and expressions have the same meaning as in the regulation.

Incorporation of provisions of regulations, etc.

2. Any provisions of the Order, the regulations and Health and Personal Social Services (Services Committee) Regulations (Northern Ireland) 1973 affecting the rights, duties and obligations of dentists shall so far as they are applicable be deemed to form part of these terms of service.

(k) 5 & 6 Eliz. 2. c. 28.

Attendance

3.—(1) A salaried practitioner shall attend at the health centre on such days and during such hours as may be agreed between the Board and the salaried practitioner.

(2) A salaried practitioner shall not, without the permission of the Board, be entitled to provide at the health centre or elsewhere any dental treatment other than general dental services under the regulations.

Standard of service

4. In providing general dental services a salaried practitioner shall employ a proper degree of skill and attention and shall provide the treatment necessary to secure dental fitness which the patient is willing to undergo and shall, subject to the provisions of paragraph 13, satisfactorily complete that treatment.

Acceptance of applicant for treatment

5. On accepting an application for treatment a salaried practitioner shall request the applicant to sign such form as may be provided by the Agency for the purpose.

Admission of Dental Officers

6. A salaried practitioner shall admit a Dental Officer at all reasonable times to any surgery or waiting room used by the salaried practitioner at the health centre for the purpose of examining the services provided.

Visiting

7. The area within which a salaried practitioner shall be responsible for visiting and treating a patient where the condition of the patient so requires shall be one of a radius of 5 miles from the health centre or such other area as the Board and the salaried practitioner may agree.

Anæsthetics

8. A salaried practitioner shall be responsible for arranging for the services of a medical or dental practitioner when necessary for the administration of an anæsthetic in connection with any operation undertaken by him under these terms of service.

Reference to another dentist or to a hospital vested in the Ministry

9. If the condition of a person requiring general dental services is such as to require treatment which the salaried practitioner is unable to carry out, but such treatment to the knowledge of the salaried practitioner can be provided by another dentist whose name appears on the dental list, or is available as part of the treatment provided at a hospital vested in the Ministry, the salaried practitioner shall inform the said person of the fact and, if the person so wishes, the salaried practitioner shall take all necessary steps to enable him to receive such treatment. When referring a person to another dentist or to such a hospital, the salaried practitioner shall give adequate particulars in writing where required either beforehand or as soon as possible afterwards.

Records

10. In each case in which a salaried practitioner provides treatment under the regulations, he shall keep a record in a form to be provided by the Agency for the purpose. The record shall be the property of the Agency and shall be made available for inspection to the Committee or a Dental Officer at all reasonable times. The salaried practitioner shall also supply such information with regard to the treatment of patients as the Committee or a Dental Officer may request.

Remuneration

11.—(1) A salaried practitioner shall be paid such remuneration in respect of his obligations under these terms of service as the Ministry may from time to time determine.

(2) Except as otherwise provided in the regulations, a salaried practitioner shall not suggest, demand or accept from any patient or from any other person the payment of any fee or remuneration in respect of any treatment which he is required to give under these terms of service. A salaried practitioner shall account for and pay over to the Board through the Agency, in such manner as it may require, any fees received by him in respect of treatment falling within the provisions of Part V of the regulations.

Treatment not completed

12. If owing to any cause beyond the control of a salaried practitioner or because he refers the patient for treatment under paragraph 9 he is unable to complete any treatment which has been commenced, he shall forthwith notify the Committee in writing of the amount of treatment completed and of the reason for his inability to complete the remainder, and, if the treatment is given under regulations 14 to 16, the Agency shall be entitled to claim from the patient or (if he is under 16 years of age) the person having charge of the patient such fees based on the appropriate scale as may be approved by the Committee in respect of such treatment as has already been provided.

Completion of treatment

13. A salaried practitioner shall complete the treatment with reasonable expedition and within 6 months from the date upon which the patient is accepted by him for treatment:

Provided that—

(*a*) the time limit shall be 12 months in the case of treatment including extractions and the consequent provision of dentures, or, in the case of orthodontic treatment, such longer period as may be approved by the Committee;

(*b*) treatment so far as it relates to the provision of dentures shall not be regarded as completed unless the dentures have been delivered to and remain in the possession of the patient;

(*c*) the time limit shall not apply where any delay is due to failure by the patient to attend for treatment or where the Committee is satisfied that there is other sufficient reason.

Drugs

14.—(1) A salaried practitioner shall supply to a patient such listed drugs as are required for immediate administration or application or for use before a supply can be obtained under the provisions of paragraph 15.

(2) A salaried practitioner may supply any drug other than a listed drug if it is administered by him in person.

(3) Any drug supplied under this paragraph shall be obtained by the salaried practitioner in such manner as the Agency may require.

15. A salaried practitioner shall order, on a form to be provided by the Agency for the purpose, such listed drugs as are requisite for the treatment of any patient. The order shall be signed by the salaried practitioner in his own handwriting and shall not be written in such a manner as to necessitate reference on the part of the person supplying the drugs to a previous order. A separate form shall be used for each patient.

Termination of service

16.—(1) Any agreement between the Board and a salaried dentist for the provision of general dental services at a health centre may be terminated by either party giving to the other 3 months' notice in writing:

Provided that if the salaried practitioner shall fail to comply with any of these terms of service the Board may terminate the agreement by giving him 1 month's notice in writing.

(2) The Board may at any time suspend a salaried practitioner from the discharge of his duties, but such suspension shall not affect the right of the salaried practitioner to receive remuneration during the continuance thereof.

Withdrawal or removal from dental list

17. A salaried practitioner shall be entitled at any time to give notice in writing to the Board that he desires to withdraw his name from the dental list, and his name shall be removed therefrom at the expiration of 3 months from the date of such notice or of such shorter period as the Board may agree:

Provided that if representations are made to the Tribunal under Schedule 11 to the Order that the continued inclusion of a salaried practitioner in the dental list would be prejudicial to the efficiency of the general dental services, he shall not, except with the consent of the Ministry and subject to such conditions, if any, as the Ministry may impose, be entitled to have his name removed from the list pending the termination of the proceedings on such representation.

SCHEDULE 2

Treatment for which the prior approval of the Dental Committee is required

A *Category and Item No. in Scale of Fees*		B *Item of Treatment*
I. Diagnosis	2(*a*) (*b*) and (*c*)	Radiological examination— (*a*) in cases involving treatment under 2(*c*); (*b*) in cases including apicectomy involving 6 or more intra-oral films; (*c*) in orthodontic cases, involving 7 or more intra-oral films, or 3 or more extra-oral films, or 3 or more intra-oral films together with 3 or more extra-oral films; (*d*) in cases including root treatment, involving 5 or more intra-oral films; (*e*) in any other case, involving 4 or more intra-oral films, or 2 or more extra-oral films, or 3 or more intra-oral films together with one or more extra-oral films.
II. Conservative Treatment	3	Scaling and gum treatment where the last course of treatment in respect of which provision was made for payment under item 3 to the same practitioner† commenced at any time during any of the 5 months preceding the month in which the further treatment is to be done.
	3(*b*)	Scaling and gum treatment to be followed by extraction of the teeth charted for scaling, gum treatment and extraction during the same course of treatment.
	5	Periodontal treatment other than treatment provided under items 3 and 4.
	8	Gold fillings.
	9	Inlays or pinlays (other than for a patient aged 16 years or over at the commencement of the course of treatment) the provision of one compound or confluent compound metal inlay or pinlay, whether faced or unfaced, where only one inlay or pinlay is required during the same course of treatment, and other than renewal of a facing under item 9(*c*) or refixing or recementing an inlay or pinlay under item 9(*d*).

†Reference in this schedule to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

A *Category and Item No. in Scale of Fees*		B *Item of Treatment*
	10	Provision and repair of crowns— (*a*) where the fee is at the discretion of the Committee; (*b*) for a patient aged under 16 years at the commencement of the course of treatment, other than under items 10(*d*)(i) or (ii) one synthetic resin post or dowel crown without diaphragm or with diaphragm and gold post; (*c*) in cases other than (*a*) or (*b*) where more than one crown is provided or repaired in the same course of treatment other than two crowns on teeth anterior to the first pre-molar.
III. Surgical Treatment	11	Extractions necessitating the supply of a denture for a patient aged less than 18 years or extractions comprising part of a course of orthodontic treatment.
	12	Alveolectomy; removal of a cyst, buried root, unerupted tooth, impacted tooth, grossly exostosed tooth, etc.; surgery on soft tissue.
	13(*a*)(iii)	Administration of an anæsthetic in connection with treatment under item 11, where special difficulties arise owing to the medical condition of the patient and the anæsthetic is to be administered by a doctor or dentist other than the dentist carrying out the extraction.
	13(*b*)	General anæsthetic administered in connection with any items of the scale of fees whether or not including any treatment under item 11.
IV. Dentures, bridges and other appliances other than orthodontic appliances	14	Initial provision of dentures bearing less than 4 teeth where no tooth is anterior to a first pre-molar and of any denture in the construction of which it is proposed to use special weighting materials. Provision of any denture for a patient aged under 18 years at the commencement of a course of treatment where the denture is necessitated by the extraction of a tooth or teeth during that course of treatment. Replacement of any denture where free replacement is sought due to loss or damage.

A *Category and Item No. in Scale of Fees*		B *Item of Treatment*
	14(*d*) and 15(*b*)	Provision or renewal of soft lining or soft partial lining to a new or existing denture where this is required on account of the abnormal anatomical condition of the patient's alveolus.
	15(*a*)(ii)	Relining or rebasing of dentures other than with a material polymerised in the mouth accompanied by repairs and/or additions.
	18	Backing and tagging of teeth on non-metallic based dentures.
	19(*a*)(i) and (ii)	Provision of metal-based dentures other than replacement of metal-based dentures except where free replacement is sought due to loss or damage.
	19(*b*)	Repairs to metal dentures at a cost exceeding the maximum fee allowable for repairs under item 16.
	19(*c*)	Additions to metal dentures.
	20	Bridges (other than re-cementing a bridge).
	21(*a*)	Provision of obturators.
	21(*b*)	Repairs to obturators at a cost exceeding the maximum fee allowable for repairs under item 16.
	21(*c*)	Treatment involving splints or other appliances, except repairs at a cost not exceeding the maximum fee allowable under item 16.
V. Treatment special to children	22(*c*)(i)	Conservation by preparation of self-cleansing areas including any applications of obtundents and coagulants or similar medicaments where the treatment occurs within 12 months of similar treatment to the same surface by the same practitioner†.
	22(*c*)(ii)	Conservation by applications of obtundents and coagulants or similar medicaments where the treatment occurs within 12 months of similar treatment by the same practitioner†.

†Reference in this schedule to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

A *Category and Item No. in Scale of Fees*		B *Item of Treatment*
	23(*a*)(i)	Removal of calculus and other deposits from the teeth of children aged under 16 years at the beginning of a course of treatment where the last course of treatment in respect of which provision was made for payment under item 23 (*a*) or (*b*) to the same practitioner† commenced at any time during any of the 5 months preceding the month in which the further treatment is to be done.
	23(*a*)(ii)	Removal of calculus and other deposits from the teeth of children under age 16 years at the beginning of a course of treatment.
	23(*b*)	Removal of calculus where in exceptional cases it is present to an abnormal degree.
	24(*a*)	Orthodontic treatment other than repairs to orthodontic appliances (see item 11).
VI. General Items	30	Any treatment not included in items 1—29 of the scale of fees (other than repairs to vulcanite dentures at a cost not exceeding the maximum fee allowable for repairs under item 16).

†Reference in this schedule to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

SCHEDULE 3 Regulation 10

Dental Committee

1. The Dental Committee constituted by the Agency after consultation with the Boards and such organisations as appear to it to be representative of the dental profession and such other bodies as appear to it to be concerned, shall consist of a chairman and such number of other members as the Agency thinks fit.

2. The chairman shall be the dental practitioner member of the Agency.

3. The term of office of members of the Committee shall be determined by the Agency.

4. Where the place of a member becomes vacant before the expiration of his term of office whether by death, resignation or otherwise, the vacancy shall be filled by the Agency after consultation with the organisations or bodies referred to in paragraph 1 and if necessary with the Committee and any person so appointed shall hold office for the remainder of the term of office of the former member.

5. A member of the Committee may resign his membership by giving to the Agency notice in writing.

6. Where any member of the Committee—

(*a*) is absent from the meetings of the Committee for more than six months consecutively (except for a reason approved by the Agency);

(*b*) has become bankrupt or has made a composition with his creditors; or

(*c*) is convicted of an indictable offence;

the Agency shall forthwith by resolution, declare the office to be vacant and shall notify that fact in such manner as it thinks fit and thereupon the office shall become vacant.

7. Where a person who provides any dental or other professional services under the Order is a member of the Committee he may vote upon any matter which touches the interests of members of his profession (himself included) but shall not vote upon any matter touching only his individual professional interests.

8. The proceedings of the Committee shall not be invalidated by any vacancy in the membership of the Committee or by any defect in the appointment of any of its members.

9. A member of the Committee who is appointed on the nomination of a Board, shall, if he is a member of that Board, cease to be a member of the Committee if he ceases to be a member of that Board.

SCHEDULE 4 Regulation 19

Scale of fees and conditions with respect to materials

PART I

DIAGNOSIS

1. Clinical examination, advice (including the issue of a prescription other than in connection with treatment provided under item 4) and report £0.86.

Provided that—

(1) only one fee shall be payable during a course of treatment;

(2) no fee shall be payable for—

(*a*) an examination in respect of repairs to dentures for edentulous patients,

(*b*) a group examination in schools or institutions,

(*c*) an examination of a person aged 21 years or over if the same practitioner† has been paid or is entitled to be paid for an examination and report on that person made at any time during any of the 5 months preceding the month during which a further examination is made,

(*d*) an examination of a person under 21 years of age if the same practitioner† has been paid or is entitled to be paid for an examination and report on that person made on or after the preceding 1st February, 1st June or 1st October, whichever of these dates last occurred;

(3) in the case of a woman who is, or has been, pregnant and who is not edentulous, in addition to the examinations for which payment may otherwise be made under this item, a fee shall be payable for one examination during the antenatal and postnatal period and all such examinations may be carried out at any time during that period.‡

2. Radiological examination and report:

Fees per course of treatment—

(*a*) Intra-oral films:

1 film	£0.50
2 films	£0.60
*3 films	£0.70
*each additional film	£0.18 up to a maximum of £2.32

(*b*) Extra-oral films:

1 film	£0.80
*each additional film	£0.46 up to a maximum of £1.72

*(*c*)(i) Panoramic films — £1.20 per film

(ii) Lateral headplates in conjunction with a cephalometric technique — £1.20 per film.

Provided that the Committee may require that the X-ray films or duplicates be submitted to them before payment is made.

†Reference in this scale of fees to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

‡The antenatal and postnatal period is the period of pregnancy and the 12 months subsequent to the date of confinement.

*See Schedule 2 for treatment requiring prior approval.

PART II

CONSERVATIVE TREATMENT

A. Periodontal Treatment

3. Scaling, including the removal of calculus and other deposits from the teeth, the provision of prophylactic or other necessary treatment for all ordinary or simple disorders of the gums and any necessary oral hygiene instruction for persons aged 16 or over at the beginning of a course of treatment:—

(*a*) Scaling and gum treatment (except under (*b*))	£1.10.
*(*b*) Scaling and gum treatment to be followed by extraction of the teeth charted for scaling, gum treatment and extraction during the same course of treatment.	Such fee as the Committee may approve not exceeding £0.90.

*Provided that no fee shall be payable where the last course of treatment in respect of which provision was made for payment under item 3(*a*) or (*b*) to the same practitioner† commenced at any time during any of the 5 months preceding the month in which the further treatment is to be done, unless the prior approval of the Committee has been obtained.

4. Treatment urgently required for acute infective conditions of the gingivae, oral mucosa, (including pericoritis) ulcers and herpetic lesions including any necessary oral hygiene instruction:

Fee per course of treatment £0.58

*5. Other periodontal treatment including any necessary oral hygiene instruction, periodontal surgery and protracted scaling (estimates to include an outline of proposed treatment);

(*a*) with periodontal surgery	Such fee as the Committee may approve.
(*b*) without periodontal surgery	Such fee as the Committee may approve up to a maximum of £6.50.

B. Restorative Treatment

6. Fillings (including any dressings, pulp capping and other necessary preparatory treatment), except fillings in deciduous teeth of children under 16 years. The fillings to which this scale applies shall be permanent in character.

Fee per filling:—

(*a*) amalgam filling in:	
(i) a single surface cavity	£0.94 with a maximum of £0.94 for 2 or more such fillings in any one surface of a tooth and a maximum of £1.30 for 2 or more such fillings per tooth not all in one surface.
(ii) a mesial-occlusal-distal cavity inclusive of any extension of such a cavity in a molar or premolar tooth	£2.00

*See Schedule 2 for treatment requiring prior approval.

†Reference in this scale of fees to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

(iii) a mesial-occlusal or distal-occlusal cavity inclusive of any extension of such a cavity into the lingual or buccal surfaces or both in a molar or pre-molar tooth	£1.60 with a maximum for a combination of such fillings of £2.00 per tooth.
(iv) a compound cavity other than a cavity covered by (ii) or (iii) above	£1.30 with a maximum of £1.70 for 2 or more such fillings per tooth.
* (v) additional fee for pin or screw retention	£0.80
(*b*) (i) silicate, silico-phosphate, composite or other synthetic resin filling	£1.22 wth a maximum for 2 or more such fillings per tooth of £1.76.
*(ii) additional fee for pin or screw retention	£0.80

Provided that—

(*a*) for combinations of the types of fillings set out below in the same tooth no fee shall be payable in excess of the amount shown opposite—	
1 or more of (*a*) (i) with 1 of (a) (iii)	£1.90
1 or more of (*a*) (i) with 1 of (*a*) (iv)	£1.50
1 or more of (*a*) (i) with 2 or more of (*a*) (iv)	£1.90
1 of (*a*) (iii) with 1 or more of (*a*) (iv)	£1.90
*(*b*) no fee in excess of £2.60 shall be payable for any combination of any types of filling in one tooth, except where pin or screw retention is used when the maximum shall be	£3.20

7. Root treatment of permanent teeth and of retained deciduous teeth in patients aged 16 years or over, including all attention in connection therewith except for the provision of X-rays or the insertion of any filling in the crown of the tooth:—

(*a*) treatment comprising either the devitalisation of the pulp of the tooth and the subsequent removal of the pulp followed by the necessary treatment and filling of each root canal of the tooth, or the treatment of septic root canals and the subsequent filling of each canal—	
(i) root filling following extirpation of vital pulp in a single rooted tooth	£2.70 per tooth
(ii) all other root fillings	£5.30 per tooth
(*b*) vital pulpotomy consisting of removal of the coronal portion of the pulp, including any necessary dressing—	
Fee per tooth	£2.40
(*c*) (i) apicectomy, fee per tooth	£4.70
(ii) apicectomy with retrograde root filling, fee per tooth	£5.90

Retained deciduous teeth of patients aged 16 years or over

(*d*) (i) vital pulpotomy, including any necessary dressing	£0.80 per tooth
(ii) any other root canal therapy	£1.20 per tooth

*See Schedule 2 for treatment requiring prior approval.

*8. Gold fillings (other than inlays or pinlays) including any dressings, pulp capping and other preparatory treatment but excluding treatment appropriate to items 7 or 22(*d*)	£6.00 per filling with a maximum for 2 or more such fillings per tooth of £8.00.

9. Inlays or pinlays (including any dressings) in permanent teeth or retained deciduous teeth in patients aged 16 years or over

	A	B
	Alloys containing 60 per cent. or more fine gold.	Any other alloys.
*(*a*) metal inlay		
(i) a single surface cavity	£7.90	£6.00
(ii) a compound cavity	£10.90	£8.30
(iii) a compound cavity involving the incisal angle	£10.20	£8.10
(iv) a confluent compound cavity	£16.00	£11.50
*(*b*) fused porcelain inlay or pinlay	Such fee as the Committee may approve within a range of £7.50 to £11.50	
*(*c*) provision or renewal of a facing of silicate, silico-phosphate, composite or synthetic resin	£1.00 per inlay.	
(*d*) refixing or recementing an inlay	£1.00 per inlay.	
(*e*) additional fee for pinned or screwed core fabricated in the mouth	£0.80	
*(*f*) renewal or replacement by another inlay	The fee for a new inlay of the type being provided.	

10. Crowning of permanent teeth and of retained deciduous teeth in patients aged 16 years or over, including any dressings but excluding root treatment—

*(*a*) Three quarter or basket crown:	
(i) cast gold	£16.00
(ii) cast gold with a facing of silicate, silico-phosphate, composite or other synthetic resin	£17.00
(iii) additional fee for pinned or screwed core fabricated in the mouth	£0.80
*(*b*) Full veneer or jacket crown:	
(i) cast gold	£18.00
(ii) cast gold with a facing of silicate, silico-phosphate, composite or other synthetic resin	£19.00
(iii) any other full veneer or jacket gold crown including any facing	£17.00
(iv) porcelain	£13.70
(v) porcelain constructed on a cast gold core or thimble	£18.40
(vi) synthetic resin	£8.70
(vii) synthetic resin constructed on a cast gold core or thimble	£13.40
(viii) additional fee for pinned or screwed core fabricated in the mouth	£0.80

*See Schedule 2 for treatment requiring prior approval.

*(*c*) Full veneer or jacket crown-post retained:	
(i) porcelain constructed on a cast gold core and post	£18.40
(ii) porcelain constructed on a core and post of any other metal approved for the purpose	£14.00
(iii) synthetic resin constructed on a cast gold core and post	£13.40
(iv) synthetic resin constructed on a core and post of any other metal approved for the purpose	£9.00
*(*d*) Post or dowel crown:	
(i) synthetic resin constructed without a diaphragm	£7.00
(ii) synthetic resin constructed with a diaphragm and gold post	£11.80
(iii) synthetic resin constructed with a diaphragm, gold post and backing	£13.70
*(*e*) Other forms of crown not in the opinion of the Committee included in the above items	Such fee as the Committee may approve not exceeding £21.50
*(*f*) Repair of a crown:	
(i) renewal of the porcelain component of a crown appropriate to item 10(*c*)(i) or (ii)	£10.00
(ii) renewal of the synthetic resin component of a crown appropriate to items 10(*c*)(iii) or (iv)	£5.00
(iii) renewal of the synthetic resin component of a crown appropriate to item 10(*d*)	£4.80
(iv) renewal of a facing of silicate, silicophosphate, composite or other synthetic resin	£1.00
(v) other repair of a crown	Such fee as the Committee may approve not exceeding 70% of the fee for a new crown of the type being provided
(*g*) Refixing or recementing a crown	£1.00

*Provided that, where the Committee approve the use of a special bonding technique in connection with a porcelain and metal crown, the Committee may increase the fee by an amount not exceeding £7.50.

Part III

Surgical Treatment

*11. Extractions:

Fee per course of treatment:—

1 tooth	£1.00	With an additional fee of £0.10 for each quadrant of the mouth involved other than the first.
2 teeth	£1.10	
3, 4 or 5 teeth	£1.20	
6, 7 or 8 teeth	£1.40	
9, 10 or 11 teeth	£1.60	
12, 13 or 14 teeth	£1.80	
15, 16 or 17 teeth	£2.00	
18, 19 or 20 teeth	£2.20	
over 20 teeth	£2.40	

*See Schedule 2 for treatment requiring prior approval.

Provided that where an exceptional number of visits is necessary because of the abnormal medical or dental condition of the patient the Committee may allow an additional fee not exceeding £2.70 per course of treatment.

*12.(*a*) Alveolectomy, in either upper or lower jaw, including all necessary attention in connection therewith except abnormal post-operative haemorrhage necessitating an additional visit for treatment other than the removal of sutures	Such fee per operation as the Committee may approve.
(*b*) Removal of cyst, buried root, impacted tooth or grossly exostosed tooth, or other similar operation, including all necessary attention in connection therewith other than abnormal post-operative haemorrhage necessitating an additional visit other than for the removal of sutures	Such fee per operation as the Committee may approve.
(*c*) Surgery on soft tissue, other than periodontal surgery appropriate to item 5, including all necessary attention in connection therewith except abnormal post-operative haemorrhage necessitating an additional visit for treatment other than the removal of sutures	Such fee per operation as the Committee may approve.
13. Administration of a general anæsthetic—	
(*a*) In connection with treatment under item 11;	
(i) where a doctor or dentist other than the dentist carrying out the extraction administers the anæsthetic:	
Fee per visit—	
1 to 3 teeth extracted	£1.20
4 to 11 teeth extracted	£1.70
12 to 19 teeth extracted	£2.30
20 teeth or over extracted	£2.90
(ii) where the anæsthetic is administered by the dentist carrying out the extraction:	
Fee per patient per course of treatment	£0.42
*(iii) where the Committee are satisfied that the anæsthetist would be faced with special difficulties owing to the medical condition of the patient and the anæsthetic is to be administered by a doctor or dentist other than the dentist carrying out the extraction	Such fee as the Committee may approve not exceeding £6.20 per course of treatment.

Provided that no fee exceeding £2.90 per course of treatment shall be payable under (i) or under (i) and (ii) combined, and no fee exceeding £7.30 per course of treatment shall be payabe for any combination of (iii) with (i), or with both (i) and (ii).

*(*b*) In connection with treatment under any items whether or not including treatment under item 11:

*See Schedule 2 for treatment requiring prior approval.

(i) where a doctor or dentist other than the dentist carrying out the treatment administers the anæsthetic	£2.90 per patient per visit.
(ii) where the anæsthetic is administered by the dentist carrying out the treatment	£0.42 per patient per course.
(iii) where the Committee are satisfied that the anæsthetist would be faced with special difficulties owing to the medical condition of the patient and the anæsthetic is to be administered by a doctor or dentist other than the dentist carrying out the treatment	Such fee per patient per visit as the Committee may approve not exceeding £6.20.

PART IV

DENTURES, BRIDGES AND SPECIAL APPLIANCES OTHER THAN ORTHODONTIC APPLIANCES

A. DENTURES

Fees for the provision of dentures cover the provision of all necessary clasps, rests and strengtheners and all adjustments needed within a reasonable period of time after completion.

*14. Dentures in synthetic resin:	
(*a*) (i) full upper and full lower dentures	£17.50
(ii) full upper or lower dentures	£10.20
(*b*) (i) denture bearing 1, 2 or 3 teeth	£8.00
(ii) denture bearing 4 to 8 teeth	£9.60
(iii) denture bearing 9 or more teeth	£10.50
Provided that no fee for upper and lower dentures shall exceed £17.50.	
(*c*) additional fee for lingual or palatal bar—	
(i) stainless steel	£1.50
(ii) gold or other approved material	Such fee as the Committee may approve not exceeding £7.40.
(*d*) additional fee for the provision of a soft lining or soft partial lining other than one polymerised in the mouth where this is required on account of the abnormal anatomical condition of the patient's alveolus	£2.60 per denture
15. Relining or rebasing of dentures, or provision of soft linings to existing dentures, including all adjustments needed within a reasonable period of time after completion:	
(*a*) relining or rebasing a denture other than with a material polymerised in the mouth—	
(i) not accompanied by repairs and/or additions	£3.90 per denture
*(ii) accompanied by repairs and/or additions	Such fee per denture as the Committee may approve.

*See Schedule 2 for treatment requiring prior approval.

*(*b*) provision or renewal of soft lining or soft partial lining other than one polymerised in the mouth to an existing denture where it is required on account of the abnormal anatomical condition of the patient's alveolus	
(i) not accompanied by repairs and/or additions	£4.60 per denture
(ii) accompanied by repairs and/or additions	Such fee per denture as the Committee may approve.

16. Repairs to synthetic resin dentures (except repairs which are appropriate to item 15(*a*)(ii) or item 15(*b*)(ii)):

Fee per denture:	
(*a*) (i) repairing a crack or fracture (including provision of any strengthener)	£1.10
(ii) refixing a tooth, or providing and fixing a replacement tooth (including any gum associated therewith)	£1.04
(iii) refixing a clasp (including any gum associated therewith)	£1.04
(iv) providing and fixing a replacement clasp (including any gum associated therewith)	£1.80
(v) covering exposed pins	£0.60
(*b*) each additional repair under (*a*)(i)—(v)	£0.50
(*c*) renewal of gum not associated with repair under (*a*)	£1.20

Provided that no fee in excess of £2.80 per denture shall be payable under item 16.

17. Additions to synthetic resin dentures (except additions which are appropriate to item 15(*a*)(ii) or item 15(*b*)(ii)):

(*a*) addition of a clasp or tooth (including any gum associated therewith)	£2.80
(*b*) addition of new gum not associated with addition under item 17(*a*)	£2.80 per denture

Provided that no fee in excess of £4.00 per denture shall be payable under item 17 or for any combination of treatment under items 16 and 17.

*18. Backing and tagging of teeth on non-metallic based dentures:

Fee per tooth in addition to the appropriate fee for a non-metallic based denture—	
(i) stainless steel	£1.10
(ii) chrome cobalt or a precious metal alloy containing less than 60 per cent. fine gold	£2.20
(iii) precious metal alloy containing 60 per cent. or more fine gold	£3.30

*19. Metal based dentures. These dentures may not be provided until such period after extraction (normally not less than three months) as the dentist thinks fit:

*See Schedule 2 for treatment requiring prior approval.

(*a*) Fee per denture in—	A	B
(i) Base metal alloys:	Stainless Steel	Chrome Cobalt
partial denture bearing 1, 2 or 3 teeth	£17.10	£19.50
partial denture bearing 4, 5 or 6 teeth	£17.70	£19.80
partial denture bearing 7, 8 or 9 teeth	£18.80	£20.50
partial denture bearing 10 or more teeth	£19.00	£21.40
full denture	£15.50	£19.00
additional fee where teeth are backed in any metal	£1.90 per tooth up to a maximum of £7.60 per denture	£1.30 per tooth up to a maximum of £5.20 per denture
(ii) Precious metal alloys:	A Containless than 60 per cent. fine gold	B Containing 60 per cent. or more fine gold
partial denture bearing 1, 2 or 3 teeth	£21.60	Such fee as the Committee may approve
partial denture bearing 4, 5 or 6 teeth	£23.70	
partial denture bearing 7, 8 or 9 teeth	£25.30	
partial denture bearing 10 or more teeth	£26.50	
full denture	£22.60	
additional fee where teeth are backed in any metal	£2.00 per tooth up to a maximum of £8.00 per denture.	
(*b*) Repairs and (*c*) Additions	Fees appropriate to similar treatment to synthetic resin dentures as covered by items 16 and/or 17 together with such additional fee, if any, as the Committee may approve.	

B. Bridges and Special Appliances

*20. Bridges	
(*a*) Provision of a bridge	Such fee as the Committee may approve.
(*b*) Repairing a bridge	Such fee as the Committee may approve.
(*c*) Recementing a bridge	£1.60
*21. (*a*) Obturators, fee per case in addition to appropriate denture fee	Such fee as the Committee may approve within a range of £6.00 to £10.00 or such additional fee as may be approved in special circumstances.

*See Schedule 2 for treatment requiring prior approval.

(*b*) Repairs to obturators	Such fee as the Committee may approve.
(*c*) Treatment involving splints or other appliances (other than in connection with periodontal treatment)	Such fee as the Committee may approve.

PART V

TREATMENT SPECIAL TO CHILDREN

*22. Conservative treatment of deciduous teeth of patients under 16 years of age at the beginning of a course of treatment:

(*a*) by filling including any dressing, pulp-capping and pin or screw retention and other necessary preparatory treatment but excluding associated treatment appropriate to item 22(*d*):—	
(i) with amalgam, one surface	£0.90 per tooth
(ii) with amalgam, more than one surface	£1.30 per tooth
(iii) with any other filling material	£0.56 per tooth
(*b*) by conservation of a molar with a preformed metal cap inclusive of all preparation in connection therewith, including dressings, pulp capping and pin or screw retention but excluding associated treatment in connection with item 22(*d*)	£1.50 per tooth

Provided that:—

(i) the fee for fillings in silicate, silico-phosphate, composite or other synthetic resin material in deciduous incisor and canine teeth shall be the same as if the fillings had been carried out in amalgam;

(ii) no fee in excess of £1.50 shall be payable for any combination of the above types of conservation necessary in one tooth.

(*c*) by conservation by other means:	
(i) preparing self-cleansing areas including any applications of obtundents and coagulants or similar medicaments:	
per tooth	£0.44
maximum per patient	£1.10
(ii) applications of obtundents and coagulants or similar medicaments:	
per patient	£0.40

*†Provided that no fee shall be payable under item 22(*c*) where the treatment occurs within 12 months in the case under (i) of similar treatment to the same surface by the same dentist or under (ii) of similar treatment by the same dentist, unless, in exceptional circumstances, the approval of the Committee is first obtained.

(*d*) (i) vital pulpotomy, including any necessary dressing, per tooth	£0.80
(ii) any other root canal therapy	£1.20

*See Schedule 2 for treatment requiring prior approval.

†Reference in this scale of fees to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

23. (*a*) Removal of calculus and other deposits from the teeth of children under 16 years at the beginning of a course of treatment and the provision of necessary treatment for all ordinary or simple disorders of the gums and any necessary oral hygiene instruction	£0.44
*Provided that no fee shall be payable under item 23(*a*) where the last course of treatment in respect of which provision was made for payment under item 23(*a*) or (*b*) to the same practitioner† commenced at any time during any of the 5 months preceding the month in which the further treatment is to be done;	
unless the prior approval of the Committee has been obtained.	
*(*b*) Removal of calculus, where in exceptional cases calculus is present to an abnormal degree, from the teeth of children under 16 years at the beginning of a course of treatment, and the provision of necessary treatment, for all ordinary or simple disorders of the gums and any necessary oral hygiene instruction	£1.10
(*c*) Removal of stain including any necessary polishing	£0.40
Provided that no fee shall be payable under item 23(*c*)—	
*(i) where the last course of treatment in respect of which provision was made for payment under item 23(*c*) to the same practitioner† commenced at any time during any of the 11 months preceding the month in which the further treatment is to be done unless the prior approval of the Committee has been obtained.	
(ii) during a course of treatment where a fee is paid under item 23 (*a*) or (*b*).	
24. *(*a*) Orthodontic treatment of children and young persons under 18 years at the beginning of a course of treatment	Such fee as the Committee may approve
(*b*) Repairs to orthodontic appliances	Such fee as the Committee may approve

PART VI

GENERAL ITEMS

25. Dressings of teeth and other palliative treatment, including the issue of a prescription other than in connection with treatment provided under item 4, in the course of treatment to which paragraphs 8 and 9 of the Terms of Service apply:—	
(*a*) Dressings including any preparatory treatment:	
fee for one tooth	£0.56
fee for two teeth	£0.80
fee for each additional tooth	£0.20 up to a maximum of £1.60

*See Schedule 2 for treatment requiring prior approval.

†Reference in this scale of fees to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

(*b*) Treatment of infected sockets:—	
(i) fee for one visit	£0.58
(ii) fee for two or more visits	£0.90
(*c*) Incising an abscess	£0.80
(*d*) Opening a root canal for drainage	£1.00
(*e*) Easing, adjusting and/or polishing a denture, other than a denture provided, relined or re-based under items 14, 15 or 19 by the same dentist within the preceding 6 months	£0.60
26. Domiciliary visits to one or more patients whose condition so requires:—	
(*a*) at an address less than 5 miles from the dentist's surgery	£1.70 per visit
(*b*) at an address from 5 to 20 miles from the dentist's surgery	£3.50 per visit
(*c*) at an address more than 20 miles from the dentist's surgery	£4.00 per visit
27. Treatment of sensitive cementum or dentine:	
Fee per course of treatment	£0.40
28. Taking of material for pathological or bacteriological examination etc.:	
Fee per course of treatment	£0.60
29. Treatment for arrest of abnormal haemorrhage including abnormal haemorrhage following dental treatment provided otherwise than as part of general dental services:	
Fee per visit for arrest of bleeding or for administration of associated aftercare	£1.40
Provided that—	
(i) the same dentist† who arrests bleeding may not also be paid for the administration of aftercare;	
(ii) where the treatment consists solely of the removal of plugs and/or sutures the fee shall be only £0.70;	
(iii) the maximum fee per course of treatment shall be £3.30 or such higher sum as the Committee may in special circumstances approve.	
*30. Fee for any other treatment not included in this scale	Such fee as the Committee may approve."

PART VII

CONDITIONS WITH RESPECT TO MATERIALS

1. All materials used shall conform to standards specified by the British Standards Institution where these exist.

2. The nature of materials used or to be used shall be specified on an estimate for the provision of (*a*) a crown. (*b*) an inlay, (*c*) a filling with any material other than amalgam, and (*d*) the provision or repair, of, or additions to, a metal denture.

*See Schedule 2 for treatment requiring prior approval.

†Reference in this scale of fees to dental treatment by the same practitioner shall include also dental treatment by his principal or the partner of either, or by the assistant of any of them.

3. All filling materials shall be of first-grade quality and suitable for each individual cavity. Cements, synthetic resins, and copper amalgam may be used for the conservation of deciduous teeth. Silicate and silico-phosphate cements or self-polymerising synthetic resin filling materials shall be regarded as permanent filling materials for permanent teeth where they are used in anterior teeth, but shall not be so regarded, or so used, in teeth posterior to the canines (other than first and second premolars where occlusal stresses are not involved), unless the prior approval of the Committee has been obtained. Other cements, and copper amalgam shall not be regarded as permanent filling materials for permanent teeth, or so used, unless in special circumstances the prior approval of the Committee has been obtained. For the purposes of this paragraph cements shall be taken to include all filling materials which consist of powders in combination with liquids other than mercury.

4. All materials used in dentures shall be of first grade quality. A plastic material other than vulcanite shall be used for the denture base or addition to the denture only if it is of a brand approved for the time being by the Ministry.

5. Where pin teeth are used for vulcanite or other plastic base dentures, all pins shall be of precious metal, or nickel cased with gold or other precious metal, or nickel alloy cased with gold or other precious metal. Pins sheathed with gold anchored within the porcelain are within this specification. The teeth, whether porcelain or synthetic resin, shall be of first-grade quality.

6. Porcelain diatoric anterior teeth may only be used in vulcanite or plastic base dentures when artificial gum is necessary.

7. Strentheners shall be compatible with the denture base materials used and not liable to change in the mouth.

8. Bands and clasps shall be of either—

(*a*) alloys containing not less than 40 per cent. of fine gold, platinum or palladium, and including not less than 15 per cent. of gold, and not more than 20 per cent. of base metal, or

(*b*) stainless steel, or

(*c*) such other material as may be approved for the time being by the Ministry.

Bands shall be not less than No. 7 gauge in thickness.

9. In cases of close bite where porcelain or plastic teeth cannot be used, cusps of the following material may be used—

(*a*) alloys containing not less than 33⅓ per cent. of fine gold, platinum or palladium and not more than 20 per cent. of base metal, or

(*b*) stainless steel, or

(*c*) such other material as may be approved for the time being by the Ministry.

10. Metal used for crowns, bridges, denture bases, backings, posts and tags shall be—

(a) alloys containing not less than 33⅓ per cent. of fine gold, platinum or palladium and not more than 20 per cent. of base metal, or

(*b*) stainless steel, or

(*c*) such other materials as may be approved for the time being by the Ministry, and

(*d*) shall be of adequate strength.

11. Casing of gold cased lingual or palatal bars shall be of not less than 18 carat gold.

12. Synthetic resin material shall not be used for inlays.

13. Self-polymerising resins shall not be used in the construction of permanent crowns.

SCHEDULE 5 Regulation 21

Scale of seniority payments

Column (1) *Reckonable remuneration in a Quarter*	Column (2) *Seniority payment*
£300 or more	£75
£297 or more but less than £300	£74
£294 " " " " " £297	£73
£291 " " " " " £294	£72
£288 " " " " " £291	£71
£285 " " " " " £288	£70
£282 " " " " " £285	£69
£279 " " " " " £282	£68
£276 " " " " " £279	£67
£273 " " " " " £276	£66
£270 " " " " " £273	£65
£267 " " " " " £270	£64
£264 " " " " " £267	£63
£261 " " " " " £264	£62
£258 " " " " " £261	£61
£255 " " " " " £258	£60
£252 " " " " " £255	£59
£249 " " " " " £252	£58
£246 " " " " " £249	£57
£243 " " " " " £246	£56
£240 " " " " " £243	£55
£237 " " " " " £240	£54
£234 " " " " " £237	£53
£231 " " " " " £234	£52
£228 " " " " " £231	£51
£225 " " " " " £228	£50
£222 " " " " " £225	£49
£219 " " " " " £222	£48
£216 " " " " " £219	£47
£213 " " " " " £216	£46
£210 " " " " " £213	£45
£207 " " " " " £210	£44
£204 " " " " " £207	£43
£201 " " " " " £204	£42
£198 " " " " " £201	£41
£195 " " " " " £198	£40
£192 " " " " " £195	£39
£189 " " " " " £192	£38
£186 " " " " " £189	£37
£183 " " " " " £186	£36
£180 " " " " " £183	£35
£177 " " " " " £180	£34
£174 " " " " " £177	£33
£171 " " " " " £174	£32
£168 " " " " " £171	£31
£165 " " " " " £168	£30
£162 " " " " " £165	£29
£159 " " " " " £162	£28
£156 " " " " " £159	£27
£153 " " " " " £156	£26
£150 " " " " " £153	£25
£147 " " " " " £150	£24
£144 " " " " " £147	£23
£141 " " " " " £144	£22

Column (1) *Reckonable remuneration in a Quarter*		Column (2) *Seniority payment*
£138 or more but less than	£141	£21
£135 " " " " "	£138	£20
£132 " " " " "	£135	£19
£129 " " " " "	£132	£18
£126 " " " " "	£129	£17
£123 " " " " "	£126	£16
£120 " " " " "	£123	£15
£117 " " " " "	£120	£14
£114 " " " " "	£117	£13
£111 " " " " "	£114	£12
£108 " " " " "	£111	£11
£105 " " " " "	£108	£10
£102 " " " " "	£105	£9
£99 " " " " "	£102	£8
£96 " " " " "	£99	£7
£93 " " " " "	£96	£6
£90 " " " " "	£93	£5
£87 " " " " "	£90	£4
£84 " " " " "	£87	£3
£81 " " " " "	£84	£2
£78 " " " " "	£81	£1
Less than £78		Nil

SCHEDULE 6 Regulation 13

Charges payable for dental appliances and dental treatment

1. The charge for dentures shall be one half of the current authorised fee or £10.00 whichever is the less.

2. The amount of the charge for any dental treatment not being

(*a*) the supply, replacement or repair of dentures or dental bridges;

(*b*) the repair of orthodontic appliances, obturators, splints, radium applicators or other special dental appliances;

(*c*) the arrest of bleeding; or

(*d*) the clinical examination of a patient or any report thereon;

shall be one half of the current authorised fee for all such services or £10.00 whichever is the less.

3. The charge shall in no case exceed £10.00.

SCHEDULE 7 Regulation 25

Regulations revoked

Health Services (General Dental Services) Regulations (Northern Ireland) 1964(l).
Health Services (General Dental Services) (Dental Estimate Form) Regulations (Northern Ireland) 1965(m).
Health Services (General Dental Services) (Scale of Fees) Regulations (Northern Ireland), 1965(n).
Health Services (General Dental Services) (Scale of Fees) Regulations (Northern Ireland) 1966 (o).
Health Services (General Dental Services and General Dental Services Fees) (Amendment) Regulations (Northern Ireland) 1966(p).
Health Services (General Dental Services Drugs) (Amendment) Regulations (Northern Ireland) 1966(q).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1966(r).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1967(s).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1968(t).
Health Services (General Dental Services Drugs) (Amendment) Regulations (Northern Ireland) 1969(u).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1969(v).
Health Services (General Dental Services) (Amendment No. 2) Regulations (Northern Ireland) 1969(w).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1970(x).
Health Services (General Dental Services) (Amendment) (No. 2) Regulations (Northern Ireland) 1970(y).
Regulation 2 of the Health Services (Charges) Regulations (Northern Ireland) 1971(z).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1971(aa).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1972(bb).
Health Services (General Dental Service) (Amendment No. 2) Regulations (Northern Ireland) 1972(cc).
Health Services (General Dental Services—Seniority Payments) Regulations (Northern Ireland) 1972(dd).
Health Services (General Dental Services) (Amendment) Regulations (Northern Ireland) 1973(ee).

(l) S.R. & O. (N.I.) 1964, No. 60.
(m) S.R. & O. (N.I.) 1965, No. 36.
(n) S.R. & O. (N.I.) 1965, No. 188.
(o) S.R. & O. (N.I.) 1966, No. 29.
(p) S.R. & O. (N.I.) 1966, No. 139.
(q) S.R. & O. (N.I.) 1966, No. 169.
(r) S.R. & O. (N.I.) 1966, No. 316.
(s) S.R. & O. (N.I.) 1967, No. 242
(t) S.R. & O. (N.I.) 1968, No. 108.
(u) S.R. & O. (N.I.) 1969, No. 34.
(v) S.R. & O. (N.I.) 1969, No. 76.
(w) S.R. & O. (N.I.) 1969, No. 199.
(x) S.R. & O. (N.I.) 1970, No. 1.
(y) S.R. & O. (N.I.) 1970, No. 251.
(z) S.R. & O. (N.I.) 1971, No. 93.
(aa) S.R. & O. (N.I.) 1971, No. 327.
(bb) S.R. & O. (N.I.) 1972, No. 48.
(cc) S.R. & O. (N.I.) 1972, No. 240.
(dd) S.R. & O. (N.I.) 1972, No. 360.
(ee) S.R. & O. (N.I.) 1973, No. 82.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations consolidate with minor amendments the Regulations relating to general dental services revoked by Schedule 7.