Council by the Minister for such payments by way of remuneration and allowances to practitioners as are referred to in paragraph 1 of Part II of the first schedule to the regulations shall be such sum as the Minister, with the consent of the Treasury, shall determine, and the sum so credited to a Council shall be distributed by the Council in accordance with the Minister's instructions ".

Given under the official seal of the Minister of Health this nineteenth day of March, nineteen hundred and fifty-one.

(L.S.) *H. A. Marquand,*
Minister of Health.

EXPLANATORY NOTE

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

These regulations extend to the year ending the 31st March, 1951, the special provision previously made in respect of the preceding year for the remuneration of doctors.

The National Health Service (General Medical and Pharmaceutical Services) Amendment No. 2 Regulations, 1951

1951 No. 1695

Made - - - -	21st *September*, 1951
Laid before Parliament	24*th September*, 1951
Coming into Operation	1*st October*, 1951

M.H. 84.

The Minister of Health, in exercise of the powers conferred upon him by sections 32, 33, 34 and 38 of the National Health Service Act, 1946(a), and of all other powers enabling him in that behalf hereby, makes the following regulations :—

1.—(1) These regulations may be cited as the National Health Service (General Medical and Pharmaceutical Services) Amendment No. 2 Regulations, 1951, and shall come into operation on the first day of October, 1951.

(2) The Interpretation Act, 1889(b), applies to the interpretation of these regulations as it applies to an Act of Parliament.

2. The National Health Service (General Medical and Pharmaceutical Services) Regulations, 1948(c), shall be amended as follows :—

(1) After paragraph (3) of regulation 13 (which makes provisions relating to the allocation scheme) there shall be added the following paragraph—

" (3A) For the purposes of the last two foregoing paragraphs, a practitioner will not after the first day of April, 1952 be deemed to be carrying on practice in partnership unless he is in the position

(a) 9 & 10 Geo. 6. c. 81. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1948 (No. 506) I, p. 2140.

of a principal in connection with the practice and is entitled to a share of the profits of the partnership which is not less than one-third of the share of any other partner. A practitioner who by virtue of this paragraph is not deemed to be a partner shall for the aforesaid purposes be deemed to be an assistant ".

(2) In paragraph (4) of regulation 14 as amended by the National Health Service (General Medical and Pharmaceutical Services) Amendment (No. 2) Regulations, 1949(a) (which provides for a person to change his practitioner) the words " within 14 days " shall be substituted for the words " and until ".

(3) After regulation 16 (which provides for the removal of a person from a practitioner's list) there shall be added the following new regulation:—

" 16A.—(1) Where the Council after due inquiry are satisfied either—

(*a*) that a person, whose name is included in the list of a practitioner providing general medical services in the area of the Council, no longer resides permanently in the area or in that part of the area where the practitioner has undertaken to provide such services, or

(*b*) that the whereabouts of such a person are no longer known to the Council,

and that the practitioner, in whose list the name of such a person is included, is no longer responsible for providing the person with general medical services, the Council shall remove the name of the person from the practitioner's list. Before removing any person from a practitioner's list under this paragraph, the Council shall give to the practitioner concerned 6 months notice in writing of their intention to do so unless the practitioner satisfies the Council that he is still responsible for providing general medical services for the patient:

Provided that where the Council gives such a notice on or before the 31st December, 1952, the period of such notice shall be 3 months.

(2) On removing the name of a person from the list of a practitioner the Council shall notify the practitioner and the person concerned at his last known address accordingly ".

(4) In paragraph (4) of regulation 25 (which provides for the circulation of pharmaceutical lists) the words beginning " the Council shall also " down to the end of the paragraph shall be deleted.

(5) In (*c*) of sub-paragraph (12) of paragraph 7 of Part 1 of the first schedule (which makes provisions with respect to medical records) there shall be inserted after the word " list " the words " or upon the removal of the name of a person from his list ".

(6) At the end of paragraph 7 of Part 1 of the first schedule (which provides for the practitioners duties under his terms of service) there shall be added the following new paragraph—

" (14) Where, in the case of a practitioner who is providing general medical services for pupils at a school or for the inmates of any residential institution, the Council following inquiry by the allocation committee of the Council and after consultation with the Local

(a) S.I. 1949 (No. 2341) I, p. 2611.

Medical Committee require the practitioner to give particulars about the names and addresses of the persons for whom he is providing such services on a specific date at the school or institution, the practitioner shall within two months give such particulars to the Council ".

(7) At the end of (*b*) of sub-paragraph (3) of paragraph 8 of Part 1 of the first schedule as amended by the National Health Service (General Medical and Pharmaceutical Services) Amendment (No. 2) Regulations, 1949, (which provides for the employment of assistants) there shall be added the words " to the employment of an assistant " and in sub-paragraph (5) of the said paragraph as amended by the National Health Service (General Medical and Pharmaceutical Services) Amendment Regulations, 1949(**a**), there shall be inserted after the word " practitioner " the first time it appears the words " having obstetric experience ".

(8) After proviso (*e*) in sub-paragraph (1) of paragraph 10 of Part 1 of the first schedule (which provides that practitioners shall, except in certain specified circumstances, provide all medical treatment for their patients without charge) there shall be added proviso (*f*)—

" (*f*) from a dental practitioner in respect of the provision at his request of an anaesthetic for a person for whom the dental practitioner is providing general dental services or in respect of treating such a person for the arrest of bleeding ".

Given under the official seal of the Minister of Health this twenty-first day of September, nineteen hundred and fifty-one.

(L.S.)

H. A. Marquand,
Minister of Health.

EXPLANATORY NOTE

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

These Regulations amend the National Health Service (General Medical and Pharmaceutical Services) Regulations, 1948, in the following respects:—

(i) by amending the provisions relating to the allocation scheme;

(ii) by providing for additional circumstances in which the name of a person may be removed from the list of a medical practitioner;

(iii) by amending the provisions relating to the duties of medical practitioners under their terms of service;

(iv) by amending the provisions relating to the acceptance of fees by medical practitioners.

In addition there are made certain minor or consequential amendments.

(a) S.I. 1949 (No. 577) I, p. 2609.