STATUTORY INSTRUMENTS

1965 No. 56 (S. 4)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Abolition of Prescription Charges) (Scotland) Regulations 1965

Made - - - -	19*th January* 1965
Laid before Parliament	25*th January* 1965
Coming into Operation	1*st February* 1965

In exercise of the powers conferred on me by section 40 of the National Health Service (Scotland) Act 1947(a), as amended by section 16 of the National Health Service (Amendment) Act 1949(b) and sections 1 and 7(6) of the National Health Service Act 1952(c), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation and Commencement

1. These regulations may be cited as the National Health Service (Abolition of Prescription Charges) (Scotland) Regulations 1965 and shall come into operation on 1st February 1965.

Interpretation

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

"the Act" means the National Health Service (Scotland) Act 1947;

"hospital authority" means a Regional Hospital Board or a Board of Management;

(2) The Interpretation Act 1889(d) applies for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament and as if these regulations and the regulations revoked by these regulations were Acts of Parliament.

Abolition of Prescription Charges

3. The following regulations, that is to say—

(*a*) the regulations specified in column 1 of Part I of the Schedule to these regulations (which provide for the making and recovery in the manner prescribed by the regulations, of charges in respect of the provision under Part IV of the Act of pharmaceutical services and for the consequential reduction of the sums which would otherwise be payable by an Executive Council to persons by whom those services are provided); and

(a) 10 & 11 Geo. 6. c. 27.
(b) 12, 13 & 14 Geo. 6. c. 93.
(c) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 25.
(d) 52 & 53 Vict. c. 63.

(*b*) the regulations specified in column 1 of Part II of the Schedule to these regulations (which provide for the making and recovery in the manner prescribed by the regulations, of charges in respect of the supply under Part II of the Act as part of the hospital and specialist services, of drugs, medicines and appliances and for the consequential reduction of the sums which would otherwise be payable by a hospital authority to persons by whom those services are provided)

are hereby revoked to the extent specified in column 3 of Parts I and II respectively of the said Schedule.

Saving

4. In respect of the provision of any services before 1st February 1965, nothing in these regulations shall—

(*a*) affect the right of any person to recover on or after that date a charge authorised in respect of that service by the regulations revoked by these regulations; or

(*b*) prevent an Executive Council or a hospital authority from reducing after that date the sums which would otherwise be payable by them to persons by whom the services have been provided, by the amount of the charges authorised in respect of those services by the regulations revoked by these regulations.

William Ross,
One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

19th January 1965.

SCHEDULE

Regulations Revoked or Amended

PART I

Regulations Relating to the Provision of Pharmaceutical Services under Part IV of the Act

Column 1 Regulations revoked	Column 2 References	Column 3 Extent of revocation
The National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations 1955.	S.I. 1955/1942 (1955 I, p. 1418).	In regulation 25, paragraph (2); Regulation 30; In Part I of Schedule 4, in paragraph 7 the words "other than such charges as are specified in the regulations" (and for the heading to paragraph 7 "Charges for the supply of drugs, etc." there shall be substituted "Drugs, etc. to be supplied without charge") and in paragraph 8(4), the proviso; In Part II of Schedule 4, in paragraph 6(2) the words "Except as provided in the regulations" and "the chemist shall account for and pay to the Council, in such manner as they may require, any sums received by him in respect of pharmaceutical services under the regulations"; Schedule 6.
The National Health Service (General Dental Services) (Scotland) Regulations 1955.	S.I. 1955/258 (1955 I, p. 1384).	Regulation 22; In regulation 31, paragraph (2).
The National Health Service (General Medical and Pharmaceutical Services) (Scotland) Amendment (No. 2) Regulations 1956.	S.I. 1956/1756 (1956 I, p. 1608).	The whole regulations.

Column 1 Regulations revoked	Column 2 References	Column 3 Extent of revocation
The National Health Service (General Dental Services) (Scotland) Amendment (No. 2) Regulations 1956.	S.I. 1956/1847 (1956 I, p. 1605).	The whole regulations.
The National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations 1961.	S.I. 1961/185 (1961 I, p. 298).	The whole regulations.
PART II		
Regulations relating to the supply of drugs, medicines and appliances under Part II of the Act		
The National Health Service (Hospital Charges for Drugs and Appliances) (Scotland) Regulations 1952.	S.I. 1952/1025 (1952 II, p. 2100).	The whole regulations.
The National Health Service (Hospital Charges for Drugs and Appliances) (Scotland) Amendment Regulations 1956.	S.I. 1956/1755 (1956 I, p. 1600).	The whole regulations.
The National Health Service (Hospital Charges for Drugs and Appliances) (Scotland) Amendment Regulations 1961.	S.I. 1961/186 (1961 I, p. 300).	The whole regulations.

EXPLANATORY NOTE

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

These regulations abolish charges payable under regulations made under section 40 of the National Health Service (Scotland) Act 1947, as amended, in respect of the provisions of pharmaceutical services, and under section 1 of the National Health Service Act 1952, in respect of the supply under Part II of the Act of 1947 as part of the hospital and specialist services, of drugs, medicines and appliances, on and after 1st February 1965.