1971 No. 472 (S.69)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (General Medical and Pharmaceutical Services) (Scotland) Amendment Regulations 1971

Made - - - -	11*th March* 1971
Laid before Parliament	30*th March* 1971
Coming into Operation	1*st April* 1971

In exercise of the powers conferred on me by sections 34 and 40 of the National Health Service (Scotland) Act 1947(a) as amended (b) and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Amendment Regulations 1971 and shall come into operation on 1st April 1971.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

2. The National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations 1966(d), as amended (e), shall be further amended as follows:—

(1) In paragraph (1) of regulation 2 (which provides for the interpretation of certain expressions) for the definitions of "appliances" and "drugs" there shall be substituted the following:—

"appliance" means an appliance which is, by virtue of regulation 29 of these regulations, a prescribed appliance for the purposes of section 40 of the Act;

"drugs" includes medicines and any compounded preparation of drugs and such chemical reagents as are, by virtue of regulation 29 of these regulations, prescribed chemical reagents for the purposes of section 40 of the Act.

(2) For regulation 29 (which specifies the prescribed appliances and reagents to be supplied to persons receiving general medical services) there shall be substituted the following regulation:—

"*Prescribed appliances and reagents*

29.—(1) The articles mentioned in Part I of Schedule 3 to these regulations shall be the prescribed appliances for the purposes of section 40 of the Act:
Provided that—

(a) 1947 c. 27.
(b) The amendments do not expressly relate to the subject matter of these regulations.
(c) 1889 c. 63.
(d) S.I. 1966/1233 (1966 III, p. 3330).
(e) S.I. 1966/1618 (1966 III, p. 5057).

(*a*) no such article shall be a prescribed appliance for these purposes unless it complies with the specifications applicable thereto contained in the Drug Tariff and is ordered in accordance with any directions which may be given in the Drug Tariff;

(*b*) a mask shall be a prescribed appliance for this purpose only in a case where the wearing of a mask is a necessary part of treatment during exposure to smoke-polluted fog of a patient who is suffering from cardiac disease or respiratory disease.

(2) The chemical reagents mentioned in Part II of the said schedule shall be the prescribed reagents for the purposes of the said section 40".

(3) In regulation 32 (which provides for payments to chemists and standards of drugs and appliances)—

(*a*) In item (*e*) there shall be deleted the words "and appliances";

(*b*) There shall be inserted after the said item (*e*) the item "(*f*) specifications for appliances and prescribed chemical reagents";

(*c*) Item (*f*) shall be renumbered item (*g*).

(4) In Part I of Schedule 1 (which Part specifies the terms of service for medical practitioners)—

For sub-paragraphs (9)(*a*) and (*b*) of paragraph 7 (which paragraph provides for the duties of practitioners) there shall be substituted—

"(9)(*a*) A practitioner shall supply any drugs or prescribed appliances for the immediate treatment of a patient if such treatment is necessary before a supply can be obtained otherwise and he may supply any other drug which he administers in person or a diagnostic reagent listed in Part III of Schedule 3, or a pessary which is a prescribed appliance."

(5) For Schedule 3 (which prescribes the appliances and reagents which may be supplied to persons receiving general medical services) there shall be substituted the schedule to these regulations.

(6) In Schedule 4—

(*a*) For paragraph 1 of Part I and paragraph I of Part II (which paragraphs provide for the interpretation of certain expressions) there shall be substituted the following paragraph:—

"*Interpretation*

1. In these terms of service, the expression "the regulations" means the National Health Service (General Medical and Pharmaceutical Services) (Scotland) Regulations 1966 and, unless the context otherwise requires, the expression "drugs" in relation to drugs ordered by a dental practitioner means such drugs and medicines as are included in a list for the time being approved by the Secretary of State for the purposes of section 40 of the Act as amended by section 23 of the Health Services and Public Health Act 1968(**a**)."

(*b*) In sub-paragraph 3(2) of Part I and sub-paragraph 3(2) of Part II (which paragraphs refer to the provision of pharmaceutical services) for the words "All appliances supplied by chemists shall

(**a**) 1968 c. 46.

where a specification is included in the British Pharmaceutical Codex or the Drug Tariff conform to that specification or be of a grade or quality not inferior thereto, and in any other case shall conform to the ordinary recognised standards of good quality", there shall be substituted "All appliances supplied by chemists shall conform to the specifications included in the Drug Tariff."

(Sgd.) *Gordon Campbell,*
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
11th March 1971.

SCHEDULE

"SCHEDULE 3

PART I

LIST OF PRESCRIBED APPLIANCES

Animal Wool
Applicators
Armslings
Atomisers, hand operated

Bandages
Breast relievers
Breast shields
Brushes

Catheters, urethral
Cellulose tissue
Cellulose wadding
Colostomy apparatus: repairs and replacement only

Corn and bunion plasters and rings
Cotton Wool

Douches, with rectal and vaginal fittings
Dressings
Droppers

Elastic hosiery
Eye baths
Eye ointment rods
Eye shades

Finger cots
Finger stalls
Funnels

Gauzes
Gauze and cotton tissues

Hypodermic needles
Hypodermic syringes
Hypodermic syringes—spirit proof cases

Ice bags
Incontinence pads
Inhalers
Insufflators
Irrigators

Laryngectomy protectors
Lints

Masks
Metatarsal pads

Nipple shields

Oxygen equipment

Perfusion fittings
Pessaries
Plasters
Protectives

Rectal dilators
Rubber tubing

Splinting
Sponge rubber
Sputum flasks
Stockinette

Suprapubic belts: repairs and replacements only
Surgical felt and foam
Syringes

Tampons

Test Tubes
Tow
Trusses: femoral, inguinal, scrotal, umbilical

Urinals, portable
Urine sugar analysis set

Vaccination pads

Vaporisers

PART II

LIST OF PRESCRIBED CHEMICAL REAGENTS

Albumen Test Diagnostic Strips
Benedict's Solution (qualitative)
Compounds required for oral administration for the purpose of cholecystographic examination
Diagnostic Nitroprusside Tablets.
Diagnostic Solution—Tablets of Copper
Fehling's Solution
Gerhardt's Reagent
Glycosuria Detection Strips
Indicators required for measurement of pH value of urine
Ketonuria Detection Strips
Litmus Paper
Phenylketonuria Detection Strips
Strong Solution of Ammonia

PART III

List of Reagents Prescribed for the Purpose of Paragraph 7(9)(*a*) of the Terms of Service for Doctors

Dick Test
Protein Sensitisation Test Solutions
Schick Test
Tuberculin Tests:
  Koch Test
  Mantoux Test
  Patch Test
  Diagnostic Jelly Test"

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

The Regulations further amend the 1966 Regulations by substituting new lists of prescribed appliances and reagents which a practitioner may supply to or order for his patients and by providing that prescribed appliances shall conform to the specifications contained in the Drug Tariff.