STATUTORY INSTRUMENTS

1975 No. 1688

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service (Charges for Drugs and Appliances) Amendment Regulations 1975

Made - - - -	*20th October* 1975
Laid before Parliament	*27th October* 1975
Coming into Operation	*17th November* 1975

The Secretary of State for Social Services in exercise of powers conferred by section 38(3)(**a**) of the National Health Service Act 1946(**b**), section 1(2) of the National Health Service Act 1952(**c**) (as amended by section 57 of and paragraph 65(2) of Schedule 4 to the National Health Service Reorganisation Act 1973(**d**)), and now vested in her(**e**) and of all other powers enabling her in that behalf, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the National Health Service (Charges for Drugs and Appliances) Amendment Regulations 1975 and shall come into operation on 17th November 1975.

Amendments to regulations

2. The National Health Service (Charges for Drugs and Appliances) Regulations 1974(**f**) as amended(**g**) shall be further amended as follows:—

(1) In regulation 7(1)—

(*a*) after "paragraphs 3" there shall be inserted "4(1)(*a*)," and after "23(1)" there shall be inserted "23(1A) (as added by section 11 of and paragraph 4(2)(*b*) of Schedule 3 to the Social Security Benefits Act 1975 (c. 11.))";

(**a**) *See* section 16 of the National Health Service (Amendment) Act 1949, c. 93.

(**b**) 1946 c. 81. (**c**) 1952 c. 25. (**d**) 1973 c. 32.

(**e**) *See* Secretary of State for Social Services Order 1968 (S.I. 1968/1699; (1968 III, p. 4585)) Article 2.

(**f**) S.I. 1974/285 (1974 I, p. 982).

(**g**) The amendments do not relate expressly to the subject matter of these Regulations.

(*b*) for sub-paragraph (*a*) there shall be substituted—

"(*a*) in sub-paragraph (1) (as provided by section 1(3)(*a*) of the Social Security Act 1971 (c. 73.)) of paragraph 23 of the said Schedule (which paragraph relates to the calculation of weekly earnings) for the amount specified in sub-paragraph (*a*) there were substituted the amount specified in sub-paragraph (*b*); and";

(*c*) for sub-paragraphs (*b*)(ii) to (*b*)(iv) there shall be substituted—

"(ii) an amount in respect of mortgage repayments as is reasonable in the circumstances.".

(2) For sub-paragraph (*a*) of regulation 7(2) there shall be substituted—

"(*a*) In determining what, if any, amount to allow under paragraph 4(1)(*a*) of the said Schedule 2 regard shall be had to the provisions made by paragraphs 8A(2) and 8A(3) (added by section 6 of and paragraph 3 of Schedule 4 to the National Insurance and Supplementary Benefit Act 1973 (c. 42.)) of that Schedule.".

Barbara Castle,
Secretary of State for Social Services.

20th October 1975.

EXPLANATORY NOTE

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

These Regulations further amend the National Health Service (Charges for Drugs and Appliances) Regulations 1974 by increasing the amount by which earnings are to be disregarded in calculating entitlement to exemption from charges and adjusting the considerations to be given to exceptional awards.

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