STATUTORY INSTRUMENTS

1980 No. 1220 (S.93)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (General Dental Services) (Scotland) Amendment Regulations 1980

Made - - - -	*4th August* 1980
Laid before Parliament	*26th August* 1980
Coming into Operation	*1st October* 1980

In exercise of the powers conferred on me by section 25 of the National Health Service (Scotland) Act 1978**(a)** and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Health Service (General Dental Services) (Scotland) Amendment Regulations 1980 and shall come into operation on 1st October 1980.

(2) In these regulations "the principal regulations" means the National Health Service (General Dental Services) (Scotland) Regulations 1974**(b)**.

Amendment of the principal regulations

2. In regulation 8 (Arrangements to complete treatment) in paragraph (2) for the words "specified in the provisions set out in regulation 22(1)" there shall be substituted the words "pursuant to the provisions of paragraphs 2 and 3 of Schedule 11 to the National Health Service (Scotland) Act 1978 and of the National Health Service (Dental and Optical Charges) (Scotland) Regulations 1979**(c)**".

3. In regulation 23 (Additional charges for more expensive treatment)—

(*a*) In paragraph (2) for the words "under the provisions of regulation 22(1)" in both places where those words occur, there shall be substituted the words "pursuant to the provisions of paragraphs 2 and 3 of Schedule 11 to the National Health Service (Scotland) Act 1978 and of the National Health Service (Dental and Optical Charges) (Scotland) Regulations 1979".

(*b*) In the proviso to sub-paragraph (*b*)(i) of paragraph (2) for the words "in regulations made under the provisions set out in regulation 22(1)" there shall be substituted the words "pursuant to the provisions of paragraphs 2 and 3 of Schedule 11 to the said Act and of the said regulations".

4. In Determination I in Column 2 in regulation 26(1) of the principal regulations (Statement of Dental Remuneration) after the words "as therein

(a) 1978 c. 29.
(b) S.I. 1974/505; the relevant amending instrument is S.I. 1974/2048.
(c) S.I. 1979/705.

specified", there shall be inserted the words "and for the provision of other services, as therein specified, in order to undertake dental treatment;".

5. In paragraph 8 of Part 1 of Schedule 1 to the principal regulations (Provision and prior approval of treatment) for sub-paragraph (5) there shall be substituted—

"(5) Where a dentist—

(*a*) has been notified that a patient has been requested to submit himself for examination by a dental officer; and

(*b*) has not been notified that the examination has been carried out or cancelled,

he shall not provide any treatment other than emergency treatment to that patient and shall take all reasonable steps to facilitate the said examination.

(6) Where a dentist—

(*a*) has been notified that the dental service committee**(a)** will investigate a complaint or reference relating to the provision by him to a patient of general dental services, and

(*b*) has not been notified—

(i) that the investigation has been completed, or

(ii) that the committee has no objections,

he shall not provide any treatment other than emergency treatment to that patient and shall take all reasonable steps to facilitate the said investigation."

6. In paragraph 9 of Part 1 of Schedule 1 to the principal regulations (Use of special forms)—

(*a*) in sub-paragraph (1) after the words "of such treatment" where they first occur, there shall be inserted the words "and other services" and where they occur for the second time, there shall be inserted the words "or services";

(*b*) for sub-paragraph (2) there shall be substituted—

"(2) The items of treatment and other services to which this paragraph applies are—

(*a*) (i) repairs to dentures not requiring the prior approval of the Board;

(ii) adjusting a denture (including any easing or polishing thereof), other than a denture provided, relined or rebased by the dentist within the preceding six months;

(*b*) (i) clinical examination of and advice to a patient in respect of trauma;

(ii) not more than two extractions;

(iii) dressing of teeth;

(iv) arrest of abnormal haemorrhage;

(v) treatment of infected sockets;

(vi) incising an abscess;

(vii) opening one or more root canals for drainage;

(viii) pulp extirpation, and dressing to seal the cavity;

(a) *See* S.I. 1974/504, amended by S.I. 1974/1031.

(ix) treatment for acute conditions of the gingivae or oral mucosa (including treatment for pericoronitis or for ulcers and herpetic lesions) and any necessary oral hygiene instruction in connection with such treatment;

(x) removal of sutures;

(xi) recementing an inlay, a crown or a bridge;

(xii) administration of a general anaesthetic in connection with (ii), (vi), (vii) and (viii);

(xiii) a single radiological examination involving one film (other than a panoral film or a lateral headplate in conjunction with a cephalometric technique) in connection with (i), (ii), (iii), (iv), (v), (vi), (vii), (viii), (x) and (xi);

(*c*) the following other services provided in order to undertake any treatment specified in sub-paragraph (*b*)—

(i) a visit in terms of paragraph 4 (domiciliary visits);

(ii) recalled attendance to re-open the surgery at a time when the surgery would not normally be open."

(*c*) Sub-paragraph (5) shall be deleted.

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St. Andrew's House,
Edinburgh.
4th August 1980.

EXPLANATORY NOTE

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

These Regulations further amend the National Health Service (General Dental Services) (Scotland) Regulations 1974. They

(*a*) correct some minor cross references which are no longer appropriate (Regulations 2 and 3);

(*b*) amend the provisions relating to the Statement of Dental Remuneration to enable fees to be prescribed for services provided in order to undertake dental treatment (Regulation 4);

(*c*) clarify what treatment may be provided to a patient by a dentist when that patient is due to be examined by a dental officer or when a complaint or reference relating to that patient is being investigated by a dental service committee (Regulation 5);

(*d*) extend the list of items of emergency treatment for which a dentist may use a special dental estimate form and specify certain services in that list (Regulation 6).

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