STATUTORY INSTRUMENTS

1981 No. 359 (S. 32)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Dental and Optical Charges and Remission of Charges) (Scotland) Regulations 1981

Made - - - -	*2nd March* 1981
Laid before Parliament	*11th March* 1981
Coming into Operation	*1st April* 1981

In exercise of the powers conferred on me by sections 70, 71, 74 and 108(1) of, and paragraphs 2, 3 and 5 of Schedule 11 to the National Health Service (Scotland) Act 1978(**a**) and of all other powers enabling me in that behalf, I hereby made the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Health Service (Dental and Optical Charges and Remission of Charges) (Scotland) Regulations 1981 and shall come into operation on 1st April 1981.

(2) In these regulations, "the principal regulations" means the National Health Service (Dental and Optical Charges) (Scotland) Regulations 1979(**b**).

Amendment of the principal regulations

2. In regulation 6 of the principal regulations, for the reference to "£8" wherever it appears, there shall be substituted a reference to "£9".

3. In regulation 7(2) of the principal regulations, for the reference to "£18" there shall be substituted a reference to "£20".

4. For regulation 7(3)(*a*) of the principal regulations, there shall be substituted:—

"(*a*) is under 18 years of age or is under 19 years of age and receiving qualifying full-time education;"(**c**).

5. In regulation 8 of the principal regulations for the reference to "£54" wherever it appears, there shall be substituted a reference to "£60".

6. In paragraph (2)(*b*)(i) of regulation 8 of the principal regulations, for the reference to "£8", there shall be substituted a reference to "£9".

(**a**) 1978 c. 29; paragraphs 2 and 3 of Schedule 11 were amended by the Health Services Act 1980 (c. 53), section 25(2) and Schedule 5, paragraphs 6 and 7 respectively.
(**b**) S.I. 1979/705, amended by S.I. 1980/369 and 1980/1221.
(**c**) *See* paragraph 7 of Schedule 11 to the National Health Service (Scotland) Act 1978, inserted by paragraph 8 of Schedule 5 to the Health Services Act 1980(c. 53).

7. In regulation 11 of the principal regulations—

(*a*) in paragraph (1)(*b*) of that regulation, for the words "full time education in a school", there shall be substituted the words "qualifying full-time education";

(*b*) in paragraph (2)(*b*) of that regulation, there shall be substituted for the reference to "paragraph 3(5)" a reference to "paragraph 3(4)"; and

(*c*) paragraph (3) of that regulation is hereby revoked.

8. For Schedules 1 and 2 of the principal regulations, there shall be substituted the following Schedules:—

"SCHEDULE 1 Regulation 5(1)

CHARGES FOR DENTAL APPLIANCES

Column 1 Description of Appliance	Column 2 Charge £
1. A metal or procelain based denture	
having 1 to 3 teeth	29
having 4 to 8 teeth	31
having more than 8 teeth	33
2. More than one metal or porcelain based denture	58
3. A denture based in materials other than metal or porcelain	
having 1 to 3 teeth	19
having 4 to 8 teeth	20
having more than 8 teeth	21
4. More than one denture based in materials other than metal or porcelain	33

NOTE: A bridge, whether fixed or removable which takes the place of any teeth is deemed to be a denture having that number of teeth(a).

SCHEDULE 2 Regulation 9

CHARGES FOR LENSES

Column 1 Description of Lens	Column 2 Charge £
1. Glass single vision spherical lens with spherical power up to and including (plus or minus) 6 dioptres (curved)	2·90
2. Single vision lens of a description other than that specified in 1 (including single vision lenticular, frosted and 'chavasse lenses)	3·35
3. Plastic bifocal lens (full aperture)	6·35
4. Fused glass bifocal lens	6·85
5. Lens of any other description	8·30"

Amendment of the National Health Service (Remission of Charges) (Scotland) Regulations 1974

9. In regulation 5(1)(*a*) of the National Health Service (Remission of Charges) (Scotland) Regulations 1974(b), for the words from "receiving full-time instruction" to the end of that sub-paragraph, there shall be substituted:—

(a) *See* paragraph 6 of Schedule 11 to the National Health Service (Scotland) Act 1978.
(b) S.I. 1974/1440; there are no relevant amending instruments.

"under 19 years of age and receiving qualifying full-time education as defined in paragraph 7 of Schedule 11 to the National Health Service (Scotland) Act 1978(a)".

Application

10. These regulations apart from regulations 4 and 9 shall apply only in relation to:—

(*a*) the supply of dental or optical appliances otherwise than under Part II of the National Health Service (Scotland) Act 1978 where the examination or testing of sight (otherwise than under that Part) leading to the supply of those appliances, or the first such examination or testing takes place after 31st March 1981;

(*b*) the provision of general dental services where the contract or arrangement leading to the supply as part of those services of a dental appliance or to the provision other than such supply of services takes place after that date;

(*c*) the supply of optical appliances under Part II of the National Health Service (Scotland) Act 1978 where the testing of sight leading to the supply of those appliances or the first such testing took place after that date.

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

New St. Andrew's House,
Edinburgh.
2nd March 1981.

EXPLANATORY NOTE

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

These Regulations further amend the National Health Service (Dental and Optical Charges) (Scotland) Regulations 1979 by increasing the charges for the supply of certain dental and optical appliances and the provision of dental treatment under the National Health Service (Scotland) Act 1978.

They modify the exemption for persons receiving full-time education from charges for special dental treatment specified in regulation 7(3)(*a*) of those regulations.

They make a similar modification in the National Health Service (Remission of Charges) (Scotland) Regulations 1974 to except such persons from remission of charges for more expensive appliances.

(a) 1978 c. 29; paragraph 7 of Schedule 11 was inserted by paragraph 8 of Schedule 5 to the Health Services Act 1980 (c. 53).

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