STATUTORY INSTRUMENTS

1985 No. 326

NATIONAL HEALTH SERVICE, ENGLAND AND WALES

The National Health Service (Charges for Drugs and Appliances) Amendment Regulations 1985

Made - - - -	*5th March* 1985
Laid before Parliament	*11th March* 1985
Coming into Operation	*1st April* 1985

The Secretary of State for Social Services, in exercise of the powers conferred by sections 77(1) and (2) and 83(*a*) of and paragraph 1(2) of Schedule 12 to the National Health Service Act 1977 (**a**) and of all other powers enabling him 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 1985 and shall come into operation on 1st April 1985.

Amendment to regulations

2. The National Health Service (Charges for Drugs and Appliances) Regulations 1980 (**b**) are further amended as follows—

(*a*) in regulations 3(1)(*b*) and (4), 4(1)(*b*) and 5(1)(*b*) for "£1.60" wherever it appears there is substituted "£2.00";

(*b*) in regulation 9(5) for "£8.50" there is substituted "£11.00" and for "£24.00" there is substituted "£30.50";

(*c*) in regulation 9, the following two paragraphs are inserted after paragraph (5)—

"(6) Where payment of a prescribed sum has been made under this regulation and, not more than one month after the date on which his certificate became valid, the person in respect of whom payment was made either becomes a person to whom any of the provisions of regulation 7(1) applies, or dies, a claim for repayment of that sum may be made, by or on behalf of that person or his estate, in accordance with paragraph (7).

(7) A claim under paragraph (6) shall be accompanied by the appropriate certificate (where issued) and a declaration in support of the claim, and the claim and any repayment shall be made in such manner and subject to such conditions as the Secretary of State may determine.";

(*d*) in Schedule 1, for "£1.70" there is substituted "£2.00" and for "£3.40" there is substituted "£4.00";

(*e*) for Schedule 2 there is substituted the following Schedule—

(**a**) 1977 c.49.
(**b**) S.I. 1980/1503; relevant amending instruments are S.I. 1981/501, 1982/289, 1983/306, 1984/298.

"SCHEDULE 2 Regulation 6

CHARGES FOR FABRIC SUPPORTS AND WIGS

(1) *Specified Appliance*	(2) *Specified Charge*
Surgical Brassiere	£10.00
Abdominal or Spinal Support	£14.00
Stock Modacrylic Wig	£21.00
Partial Human Hair Wig	£40.00
Full Bespoke Human Hair Wig	£64.00 ";

(*f*) In Schedule 2A, for "£3.40" there is substituted "£4.00".

Application

3. These Regulations shall apply only where drugs and appliances are supplied on or after 1st April 1985, except that—

(*a*) regulation 2(*c*) shall apply where the payment being reclaimed is made after 31st March 1985;

(*b*) regulation 2(*e*) shall apply where the examination or first examination leading to the supply of an appliance takes place after 31st March 1985.

Signed by authority of the Secretary of State for Social Services.

K. Clarke,
Minister of State,
Department of Health
and Social Security.

5th March 1985.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend further the National Health Service (Charges for Drugs and Appliances) Regulations 1980 ("the 1980 Regulations"). They increase the charges specified for the supply of drugs, elastic hosiery, various appliances and wigs under the National Health Service Act 1977. The charge for items on prescription or supplied to out–patients is increased from £1.60 to £2.00.

The charges for elastic stockings are increased from £1.70 to £2.00 each and for tights from £3.40 to £4.00 per pair; the charges for fabric supports and wigs are increased from between £7.35 and £51.00 to between £10.00 and £64.00. The sums prescribed for the grant of pre-payment certificates of exemption from charges are increased from £8.50 to £11.00 for a four month certificate and from £24.00 to £30.50 for a twelve month certificate.

Provision is introduced for repayment of the sum paid for a pre-payment certificate where, within a month after the certificate becomes valid, the person to whom the certificate relates either dies or falls within one of the categories of exempted persons set out in regulation 7(1) of the 1980 Regulations.

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