

Island of  Guernsey

Ordinance of the States **XII**

1977

Made 30th March, 1977.
Came into Operation ... 30th March, 1977.

**The Health Service (Pharmaceutical)
(Prescribed Appliances) (Guernsey)
Ordinance, 1977**

THE STATES, in pursuance of their Resolution of the twenty-seventh day of January, nineteen hundred and seventy-seven, and in exercise of the powers conferred upon them by section twenty-nine of the Health Service (Pharmaceutical) (Guernsey) Law, 1972(a), hereby order:—

1. The meaning assigned to the expression “pharmaceutical benefit” by subsection (1) of section five of the Health Service (Pharmaceutical) (Guernsey) Law, 1972, shall be taken to include such appliances as may from time to time be prescribed by regulations made by the Authority under the said Law, and the provisions of the said Law shall apply accordingly in all respects as if such appliances were included within the meaning so assigned to

Extension of meaning of “pharmaceutical benefit” to include prescribed appliances.

(a) Ordres en Conseil Vol. XXIII, p. 428.

the expression "pharmaceutical benefit" subject to the modifications set out in the Schedule to this Ordinance.

Citation.

2. This Ordinance may be cited as the Health Service (Pharmaceutical) (Prescribed Appliances) (Guernsey) Ordinance, 1977.

SCHEDULE

Section one

*Modifications of the Health Service (Pharmaceutical)
(Guernsey) Law, 1972, in its application in relation
to prescribed appliances*

1. In this Schedule—

(a) the expression “prescribed appliance” means an appliance for the time being prescribed by regulations made under and by virtue of subsection (1) of section twenty-nine of the Law;

(b) the expression “the Law” means the Health Service (Pharmaceutical) (Guernsey) Law, 1972.

2. Section nine of the Law shall have effect as if the following additional paragraph were inserted therein immediately after paragraph (a):—

“(aa) authorising any person who is not an approved supplier and who supplies in the course of his trade or business any prescribed appliance to supply such appliance under the Law otherwise than on a medical prescription at the cost, in whole or in part, of the Guernsey Health Service Fund;”.

3. Subsection (5) of section seven of the Law shall not apply in relation to any prescribed appliance.

4. Regulations under subsection (3) of section ten of the Law may also provide that a prescription charge shall not be payable in respect of any prescribed appliance and for the payment, in respect of the supply of such an appliance under

the Law by the person supplied with the appliance of such sum as may be prescribed; and different sums may be prescribed by such regulations in respect of the supply of different kinds of such appliances.

5. Section eleven of the Law shall have effect as if the reference in subsection (1) thereof to a prescription charge included a reference to any sum payable under regulations made under subsection (3) of section ten of the Law as modified by this Ordinance.
6. The provisions of section twelve of the Law shall apply in relation to any person authorised under regulations made under section nine of the Law as modified by this Ordinance to supply prescribed appliances under the Law as they apply in relation to an approved supplier who is a pharmacist.

W. J. GAUDION,
Her Majesty's Deputy Greffier

**Copies may be purchased from
Her Majesty's Greffier, Royal Court House, Guernsey.**

PRICE 5p