

11 DEC 2013

GUERNSEY

GUERNSEY STATUTORY INSTRUMENT

2013 No. 78

**The Health Service (Benefit) (Limited List) (Pharmaceutical
Benefit) (Amendment) (No. 6) Regulations, 2013**

Made 10th December, 2013

Coming into operation 1st January, 2014

Laid before the States, 2014

THE SOCIAL SECURITY DEPARTMENT, in exercise of the powers conferred on it by sections 10 and 35 of the Health Service (Benefit) (Guernsey) Law, 1990^a and section 1 of the Health Service (Benefit) (Limited Lists) Ordinance, 2004^b and of all other powers enabling it in that behalf, hereby makes the following Regulations:-

Amendment of 2004 Regulations.

1. The Health Service (Benefit) (Limited List) (Pharmaceutical Benefit)

^a Ordres en Conseil Vol. XXXII, p. 192; as amended by Vol. XLIII(1), p. 246; Recueil d'Ordonnances Tome XXVI, p. 177; Tome XXIX, pp. 373 and 406; Tome XXXII, p. 628. The Law is applied, with modifications to the Island of Alderney by Recueil d'Ordonnances Tome XXV, p. 204. See also Recueil d'Ordonnances Tome XXVI, p. 484; Tome XXVII, p. 200; Tome XXVIII, p.1; Order in Council No. VII of 2008. As extended and applied by the Health Service (Benefit) (Nurse Prescribers) Ordinance, 2013 (approved by the States of Deliberation on the 27th November, 2013).

^b Recueil d'Ordonnances Tome XXIX, p. 441; as amended by the Health Service (Benefit) (Nurse Prescribers) Ordinance, 2013.

Regulations, 2004^c are amended as follows.

2. Immediately after regulation 2A, insert the following regulation –

"Limited list for purposes of pharmaceutical benefit (nurse prescribers).

2B. The description, nature and quantity of drugs and medicines available as pharmaceutical benefit and which may be ordered to be supplied by medical prescriptions issued by nurse prescribers (within the meaning given by section 1(3) of the Health Service (Benefit) (Nurse Prescribers) Ordinance, 2013) are restricted to the description, nature and quantity specified in section 13.13 of the Table in the Schedule."

3. For the cross-heading of the Schedule, substitute the following cross-heading –

"Table of substances available to be prescribed by approved medical practitioners or nurse prescribers, in accordance with regulations 2 and 2B respectively."

Interpretation.

4. (1) In these Regulations, unless the context requires otherwise –

"enactment" means any Law, Ordinance or subordinate legislation,

^c G.S.I. No. 9 of 2004; as amended by No. 42 of 2004; No. 18, 25 and 38 of 2005; No. 12, 18, 26, 36 and 46 of 2006; No. 3, 5, 6, 16, 17 and 32 of 2007; No. 11, 23, 29, 31, 47, 50 and 76 of 2008; No. 16, 35, 43, 47 and 56 of 2009; No. 5, 32, 48, 88, 91 and 99 of 2010; No. 5, 13, 19, 37, 38 and 52 of 2011; No. 5, 25, 33 and 52 of 2012; and No. 5, 27, 35, 42 and 68 of 2013.

and

"**subordinate legislation**" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect.

(2) The Interpretation (Guernsey) Law, 1948^d applies to the interpretation of these Regulations throughout the Islands of Guernsey, Alderney, Herm and Jethou.

(3) Any reference in these Regulations to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

Extent

5. These Regulations have effect in the Islands of Guernsey, Alderney, Herm and Jethou.

Citation

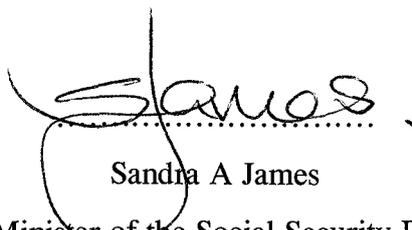
6. These Regulations may be cited as the Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) (Amendment) (No. 5) Regulations, 2013.

Commencement.

7. These Regulations come into force on the 1st January, 2014.

^d Ordres en Conseil Vol. XIII, p. 355.

Dated this 10th day of December, 2013



Sandra A James

Deputy Minister of the Social Security Department

For and on behalf of the Department.

EXPLANATORY NOTE

(This note is not part of the Regulations)

Nurse prescribers are authorised by the Health Service (Benefits) (Nurse Prescribers) Ordinance, 2013 to issue medical prescriptions for pharmaceutical benefits.

These Regulations amend the Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) Regulations, 2004, to restrict the description, nature and quantity of drugs and medicines which may be supplied as pharmaceutical benefits under medical prescriptions issued by nurse prescribers.

The drugs and medicines which may be so supplied are restricted to those set out in section 13.13 of the table in the Schedule to the Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) Regulations, 2004.

These Regulations come into force on the 1st January, 2014.