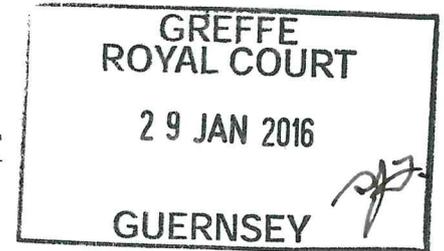


GUERNSEY STATUTORY INSTRUMENT

2016 No. 4



**The Health Service (Payment of Authorised Suppliers)
(Amendment) Regulations, 2016**

<i>Made</i>	<i>29th January, 2016</i>
<i>Coming into operation</i>	<i>1st February, 2016</i>
<i>Laid before the States</i>	<i>, 2016</i>

THE SOCIAL SECURITY DEPARTMENT, in exercise of the powers conferred upon it by sections 14, 12 and 35 of the Health Service (Benefit) (Guernsey) Law, 1990, as amended^a, and of all other powers enabling it in that behalf, hereby orders:-

Amendment of Principal Regulations.

1. In the Health Service (Payment of Authorised Suppliers) Regulations, 2003, as amended ("**the Principal Regulations**")^b -

- (a) in regulation 1(1) immediately after the definition of "basic price", insert the following definition -

^a Ordres en Conseil Vol. XXXII, p. 192; Vol. XLIII(1), p. 246; Order in Council No. II of 2011; Recueil d'Ordonnances Tome XXVI, pp. 177, 483, and 495; Tome XXIX, pp. 182, 373, 406 and 580 and modified by Tome XXVI, pp. 484 and 491 and 495; Tome XXVII, p. 200; Tome XXVIII, p. 1; Tome XXIX, pp. 182, 196, 200 and 210; Tome XXXI, p. 628 and Tome XXXII, p. 628 and Ordinance No. XLVI of 2015. Extended to Alderney with modification by Recueil d'Ordonnances Tome XXV, p. 204

^b G.S.I No. 51 of 2003 as amended by No. 32 of 2006; Nos. 2 and 47 of 2007; No. 68 of 2008; No. 3 of 2011; No. 56 of 2012; No. 8 of 2013; Nos. 12 and 102 of 2014 and No. 124 of 2015.

""designated Alderney authorised supplier"" means the authorised supplier of pharmaceutical benefit in Alderney who is designated by the Administrator for the purposes of regulation 4D;"

- (b) immediately after Regulation 4C insert the following regulation -

"Additional Payments to designated Alderney authorised supplier

4D. (1) Subject to paragraph (2), the designated Alderney authorised supplier shall be paid out of the Fund a fee as set out in the second column of the Sixth Schedule to these regulations, in respect of the number of relevant items of pharmaceutical benefit set out in the first column supplied by the authorised supplier during the accounting period indicated in the third column in which the item of pharmaceutical benefit in question was supplied.

(2) Payment under paragraph (1) is conditional on the designated Alderney authorised supplier complying with the terms and conditions of the agreement made between the authorised supplier and the Authority and approved by the Administrator for the purposes of this regulation.

(3) For the avoidance of doubt, the fee under paragraph (1) is payable in addition to any fee paid to the designated Alderney authorised supplier under any other provision of these regulations.", and

- (c) immediately after the Fifth Schedule insert the Schedule set out in the Schedule to these Regulations.

Interpretation.

2. (1) In these Regulations -

"the **Principal Regulations**" has the meaning given by regulation 1, and

other words and expression shall, unless the context requires otherwise, have the same meanings as they have for the purposes of the Health Service (Benefit) (Guernsey) Law, 1990.

(2) Except where the context otherwise requires, any reference in these Regulations to any enactment or regulations shall be construed as including a reference to that enactment or those regulations, as the case may be, as amended, repealed, replaced, revoked, extended or applied, by or under any other enactment or by any other regulations.

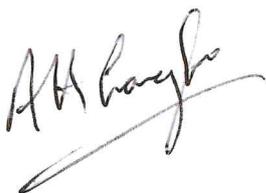
(3) The Interpretation Guernsey Law, 1948^c shall apply to the interpretation of these Regulations as it applies to the interpretation of a Guernsey enactment.

Citation, commencement and extent.

3. (1) These Regulations may be cited as the Health Service (Payment of Authorised Suppliers) (Amendment) Regulations, 2016, and shall come into force on the 1st day of February, 2016.

(2) These Regulations shall have effect in the Islands of Guernsey, Alderney, Herm and Jethou.

Dated this 29th day of January, 2016.



Allister H Langlois

Minister of the Social Security Department
for and on behalf of the Department

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

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport).

These Regulations are made under the Health Service (Benefit) (Guernsey) Law, 1990. They provide for the payment to the designated Alderney authorised supplier of pharmaceutical benefit (Boardman's Pharmacy and Perfumery) of additional fees from the Guernsey Health Service Fund, in connection with the supply of the first 1,500 relevant items of pharmaceutical benefit supplied each month. The Regulations provide that payment is subject to compliance by the supplier with the terms and conditions set out in an agreement made between the supplier and the Social Security Department relating to the level of service required to be provided by the supplier.

The rates of the additional fees are £17.11 for the first 1,500 items of pharmaceutical benefit supplied during February 2016 and £1.22 for the first 1,500 items of pharmaceutical benefit supplied each month thereafter. The enhanced rate applicable during February 2016 is intended to ensure that the supplier is in a position to continue to finance the operation of his Alderney business and takes into account additional costs incurred by the supplier in the past when providing dispensing services in Alderney under the 1990 Law.

These Regulations come into force on 1st February 2016.

SCHEDULE

Regulation 1(c)

"SIXTH SCHEDULE

Regulation 4D

Additional fees payable in respect of pharmaceutical benefit supplied by the designated Alderney authorised supplier in accordance with Regulation 4D of these Regulations.

(1)	(2)	(3)
Number of items of pharmaceutical benefit supplied	Additional fee	Accounting period
The number of items supplied during the accounting period, subject to maximum of 1,500.	£17.11 per item.	1 st February to 29 th February, 2016.
The number of items supplied during the accounting period, subject to maximum of 1,500.	£1.22 per item.	Each calendar month commencing 1 st March, 2016."