

GREFFE
ROYAL COURT
13 DEC 1991

GUERNSEY

GUERNSEY STATUTORY INSTRUMENT

1991 No.58

The Health Service (Payment of Authorised Appliance Suppliers)
(Amendment)(No.2)Regulations, 1991.

Made 13th December, 1991

Laid before the States ...

Coming into operation ... 1st January, 1992

THE STATES INSURANCE AUTHORITY, in exercise of the powers conferred upon it by sections 19 and 35 of the Health Service (Benefit)(Guernsey)Law, 1990 (a), and of all other powers enabling it in that behalf, hereby orders:-

Amendments

1.(a) The definitions of "specified percentage" and "specified amount" in regulation 1 of the Health Service (Payment of Authorised Appliance Suppliers) Regulations, 1990, as amended (b), are repealed and the following definition substituted therefor:

"specified percentage" means, in respect of any class of authorised appliance supplier referred to in the first column of the appropriate part of the First Schedule, such amount as is shown in relation to that class of authorised appliance supplier in the second column of that Part of that Schedule;"

(b) Paragraphs (1) and (2) of regulation 2 of the Health Service (Payment of Authorised Appliance Suppliers) Regulations, 1990, as amended, are repealed and the following paragraphs substituted therefor:

"(1) Subject to the provisions of the next following paragraph, an authorised appliance supplier who is an approved medical practitioner or pharmacist shall be paid out of the Fund, in respect of each Part I or Part II appliance supplied by him under the Law, the sum of the following amounts, that is to say:-

(a) an amount equal to the amount of the basic price of the appliance;

(a) Ordres en Conseil No. XXIV of 1990
(b) S.I. 1990 No. 41; S.I. 1991 No. 34.

- (b) the specified percentage of that amount in respect of that class of authorised appliance supplier;
- (c) a dispensing fee calculated on the basis of the number of relevant items supplied, as set out in Part 1 of the Second Schedule to these Regulations in respect of that class of authorised appliance supplier; and for the purposes of this sub-paragraph the "number of relevant items" is the aggregate of -
 - (i) the number of Part I and Part II appliances supplied by that authorised appliance supplier during the accounting period (being a period specified by the Authority under Part II of the Schedule to the Health Service (Authorised Appliance Suppliers) Regulations, 1990) in which the appliance in question was supplied; and
 - (ii) the number of items of pharmaceutical benefit so supplied.

(2) The amount payable to an authorised appliance supplier of any class under paragraph (1) of this Regulation in respect of any Part I or Part II appliance shall be reduced by an amount equal to the amount of any appliance charge received or recoverable by him in respect of that appliance."

(c) Sub-paragraph (1)(c) of Regulation 6 of the Health Service (Payment of Authorised Appliance Suppliers)(Regulations), 1990, as amended, is repealed and the following sub-paragraph substituted therefor:

"(c) a dispensing fee in accordance with Part II of the Second Schedule to these Regulations in respect of that class of authorised appliance supplier."

(d) For the First Schedule to the Health Service (Payment of Authorised Appliance Suppliers) Regulations, 1990, as amended, substitute the Schedule set out in the First Schedule to these Regulations.

(e) For the Second Schedule to the Health Service (Payment of Authorised Appliance Suppliers) Regulations, 1990, as amended, substitute the Schedule set out in the Second Schedule to these Regulations.

(f) The Third Schedule to the Health Service (Payment of Authorised Appliance Suppliers)(Amendment) Regulations, 1990, as amended, is hereby repealed.

Citation

2. These Regulations may be cited as the Health Service (Payment of Authorised Appliance Suppliers)(Amendment)(No. 2) Regulations, 1991.

Commencement

3. These Regulations shall come into operation on the 1st day of January, 1992 -

Dated this 13th day of December, 1991.

A handwritten signature in black ink, appearing to be 'L C Morgan', with a horizontal line drawn through the middle of the signature.

L C Morgan
President of the States Insurance Authority
for and on behalf of the Authority.

FIRST SCHEDULE

Regulation 1(d)

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FIRST SCHEDULE

Regulations 1, 2 and 6

PART I

Specified percentage payable in respect of Part I and Part II appliances.

(1)	(2)
Classes of authorised appliance supplier	Specified percentage
Medical Practitioner	Zero per centum
Pharmacist:	
(a) employed by a medical practice	Zero per centum
(b) not employed by a medical practice.	5.0 per centum

PART II

Specified percentage payable in respect of Part III appliances.

(1)	(2)
Classes of authorised appliance supplier	Specified percentage
Medical Practitioner	Zero per centum
Pharmacist:	
(a) employed by a medical practice	Zero per centum
(b) not employed by a medical practice.	5.0 per centum
Any other class of authorised appliance supplier	20.8 per centum

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SECOND SCHEDULE

Regulation 1(e)

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SECOND SCHEDULE

Regulations 2 and 6

PART I

Dispensing fees for Part I and Part II appliances.

(1)	(2)
Classes of authorised appliance supplier	Dispensing Fee
<p>A Medical Practitioner; or a Pharmacist employed by a medical practice;</p> <p>Where the number of relevant items does not exceed 3,000</p> <p>Where the number of relevant items exceeds 3,000 but does not exceed 6,000</p> <p>Where the number of relevant items exceeds 6,000</p> <p>A Pharmacist not employed by a medical practice;</p> <p>Where the number of relevant items does not exceed 1,500</p> <p>Where the number of relevant items exceeds 1,500.</p>	<p>80p per appliance</p> <p>80p per appliance for 3,000 relevant items and 74p for each additional appliance.</p> <p>80p per appliance for 3,000 relevant items, 74p per appliance for 3,000 relevant items and 69p for each additional appliance.</p> <p>£1.05 per appliance</p> <p>£1.05 per appliance for 1,500 relevant items and 78p for each additional appliance.</p>

PART II

Dispensing fees for Part III appliances

(1)	(2)
Classes of authorised appliance supplier	Dispensing fee per appliance
A Medical Practitioner	32.5p
A Pharmacist;	
(a) employed by a medical practice	32.5p
(b) not employed by a medical practice.	32.0p
Any other class of authorised appliance supplier	32.0p

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EXPLANATORY NOTE

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

These Regulations further amend the Health Service (Payment of Authorised Appliance Suppliers) Regulations, 1990, as amended, by making variable the dispensing fees payable to authorised suppliers Part I and Part II medical appliances dependent on the number of items supplied during the accounting period. The Regulations remove the specific deduction of discounts from the payment computation and reduce the percentage on-cost of the basic price of Part I and Part II appliances payable to appliance suppliers.