

GUERNSEY STATUTORY INSTRUMENT

ENTITLED

The Health Service (Payment of Authorised Appliance Suppliers) Regulations, 2003 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

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G.S.I. No. 52 of 2003; as amended by the: Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016); Machinery of Government (Transfer of Functions) Ordinance, 2020 (No. ** of 2020); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2007 (G.S.I. No. 46 of 2007); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2008 (G.S.I. No. 5 of 2008); Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2008 (G.S.I. No. 69 of 2008); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2011 (G.S.I. No. 4 of 2011); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2012 (G.S.I. No. 6 of 2012); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2013 (G.S.I. No. 7 of 2013); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2014 (G.S.I. No. 14 of 2014); Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2014 (G.S.I. No. 103 of 2014); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2015 (G.S.I. No. 123 of 2015); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2016 (G.S.I. No. 78 of 2016); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2017 (G.S.I. No. 116 of 2017); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2018 (G.S.I. No. 84 of 2018); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2019 (G.S.I. No. 128 of 2019); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020 (G.S.I. No. 145 of 2020); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020 (G.S.I. No. 167 of 2021); Health Service Fund (Closure) and Miscellaneous Amendments Regulations, 2021 (G.S.I. No. 170 of 2021); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2022 (G.S.I. No. 101 of 2022); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2023 (G.S.I. No. 128 of 2023); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2024 (G.S.I. No. 105 of 2024); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2025 (G.S.I. No. 5 of 2025); Health Service (Payment of Authorised Appliance Suppliers) (Amendment) (No. 2) Regulations, 2025 (G.S.I. No. 123 of 2025). See also the: Bills of Exchange (Guernsey) Law, 1958 (Ordres en Conseil Vol. XVII, p. 384); Children (Consequential Amendments etc.) (Guernsey and Alderney) Ordinance, 2009 (No. VII of 2010).

GUERNSEY STATUTORY INSTRUMENT

ENTITLED

The Health Service (Payment of Authorised Appliance Suppliers) Regulations, 2003

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Explanatory Note.

(Made on 31st December, 2003.)

The Health Service (Payment of Authorised Appliance Suppliers) Regulations, 2003

THE GUERNSEY SOCIAL SECURITY AUTHORITY, in exercise of the powers conferred upon it by section 19 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: –

Interpretation.

1. (1) In these regulations, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say –

"accounting period" means, in relation to Part I and Part II appliances and items of pharmaceutical benefit supplied by an authorised appliance supplier or authorised supplier, the period of one calendar month,

"basic price", in relation to a Part I or Part II appliance, or in relation to the ingredients of any item of pharmaceutical benefit, means the price which is, at the date on which that appliance or item (as the case may be) is supplied under the Law, the basic price thereof applicable in relation to pharmacy contractors and calculated in accordance with the appropriate provisions of the Drug Tariff,

[**"the Guernsey Health Reserve"** has the meaning given in Health

^a Ordres en Conseil Vol. XXXII, p. 192; amended by Ordinances XIV of 1993 (Tome XXVI, p. 177); and XXXIV and XXXV of 1995 (Tome XXVI, pp. 177 and 483).

Service Fund (Closure) Regulations, 2021,]

"list price", in relation to a Part III appliance, means the price which is, at the date on which that appliance is supplied under the Law, the basic price thereof applicable in relation to pharmacy contractors and calculated in accordance with the appropriate provisions of the Drug Tariff,

"medical appliance card" has the meaning assigned thereto by Regulation 12(1) of the Health Service (Medical Appliances) Regulations, 1990, as amended,

"non-business day" means –

- (a) a Sunday, Good Friday, Christmas Day,
- (b) in relation to Guernsey, Herm and Jethou, a day appointed as a Bank Holiday by Ordinance of the States of Guernsey,
- (c) in relation to Alderney, a day appointed as a Bank Holiday by Ordinance of the States of Alderney,
- (d) a day appointed as a day of public thanksgiving or public mourning,

"Part I appliance" means any appliance described in Part I of the First Schedule to the Health Service (Medical Appliances) Regulations, 1990, as amended^b,

^b S.I. 1990 No. 39; S.I. 1991 Nos. 14 and 59; S.I. 1993 Nos. 3, 20 and 34; S.I. 1994 No. 11; S.I. 1995 Nos. 18 and 24; S.I. 1996 Nos. 7 and 24; S.I. 1997 Nos. 16

"Part II appliance" means any appliance described in Part II of the First Schedule to the Health Service (Medical Appliances) Regulations, 1990, as amended,

"Part III appliance" means any appliance described in Part III of the First Schedule to the Health Service (Medical Appliances) Regulations, 1990, as amended,

"Part IV appliance" means any appliance described in Part IV of the First Schedule to the Health Service (Medical Appliances) Regulations, 1990, as amended,

"the Law" means the Health Service (Benefit) (Guernsey) Law, 1990, as amended.

(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 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.

NOTES

and 35; S.I. 1998 No. 29; S.I. 1999 Nos. 13 and 38; S.I. 2000 No. 27; S.I. 2001 Nos. 19, 36 and 53; S.I. 2002 Nos. 44 and 59.

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

In regulation 1, the definition of the expression "the Guernsey Health Reserve" was inserted by the Health Service Fund (Closure) and Miscellaneous Amendments Regulations, 2021, regulation 3(2), with effect from 1st January, 2022.

In accordance with the provisions of the Bills of Exchange (Guernsey) Law, 1958, section 1B, with effect from 27 July, 1993, the references in this regulation to a bank holiday shall be construed as a reference to a public holiday within the meaning of section 1(1) of the 1958 Law.

The Interpretation (Guernsey) Law, 1948 has since been repealed by the Interpretation and Standard Provisions (Bailiwick of Guernsey) Law, 2016, section 28(a), with effect from 1st October, 2018.

Payment of Authorised Appliance Suppliers in Respect of Part I and Part II Appliances.

2. (1) Subject to the provisions of the next following paragraph, an authorised appliance supplier who is an approved medical practitioner or pharmacist not employed by the [Committee for Health & Social Care] shall be paid out of [the Guernsey Health Reserve], 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,
- (b) dispensing fee calculated on the basis of the number of relevant items supplied, as set out in the First Schedule to these regulations in respect of that class of authorised appliance supplier; and for the purposes of this subparagraph 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 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 not employed by the [Committee for Health & Social Care], 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.

(3) Where an approved medical practitioner who is not an authorised appliance supplier has supplied Part I or Part II appliances under and in accordance with the provisions of Regulation 8(1) of the Health Service (Medical Appliances) Regulations, 1990, as amended, he shall –

- (a) comply with the provisions of paragraph 7(1) of Part II of the Schedule to the Health Service (Authorised Appliance Suppliers) Regulations, 1990^d,
- (b) be paid out of [the Guernsey Health Reserve] in respect of each Part I or Part II appliance so supplied an amount equal to the amount which would have been payable to him under paragraph (1) of this Regulation if he were an authorised appliance supplier, reduced by an amount equal to the amount of any appliance charge received or recoverable by him in respect of that appliance.

^d S.I. 1990 No. 40.

(4) An authorised appliance supplier who is a pharmacist employed by the [Committee for Health & Social Care] shall be paid out of [the Guernsey Health Reserve], in respect of each Part I or Part II appliance supplied by him under the Law, an amount equal to the amount of the basic price of the appliance.

NOTES

In regulation 2,

the words "Committee for Health & Social Care" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016;¹

the words "the Guernsey Health Reserve" in square brackets, wherever occurring, were substituted by the Health Service Fund (Closure) and Miscellaneous Amendments Regulations, 2021, regulation 3(3), with effect from 1st January, 2022.

The functions, rights and liabilities of the Health and Social Services Department and of its Minister or Deputy Minister arising under or by virtue of these Regulations were transferred to and vested in, respectively, the Committee for Health & Social Care and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.²

Additional Payments to Authorised Appliance Suppliers who are Pharmacists not Employed by Medical Practices in Respect of Part I, Part II, Part III or Part IV Appliances Dispensed Urgently.

3. (1) Subject to the provisions of the next following paragraph, an authorised appliance supplier who is a pharmacist not employed by a medical practice or the [Committee for Health & Social Care] shall be paid out of [the Guernsey Health Reserve] in respect of any Part I or Part II appliance supplied on production of an appliance prescription or any Part III or Part IV appliance supplied on production of a medical appliance card (irrespective of the number of appliances supplied by him on that appliance prescription or on the production of that medical appliance card), in

addition to the sum payable to him in respect of that medical appliance under the last foregoing regulation –

- (a) where the appliance prescription for the supply of the Part I or Part II appliance is endorsed with the word "URGENT" by the approved medical practitioner who has issued the same, and that appliance prescription has been endorsed by that authorised appliance supplier with the date and time on and at which that Part I or Part II appliance was supplied by him, or
- (b) where the appliance prescription for the supply of the Part I or Part II appliance is not so endorsed with the word "URGENT",
 - (i) the Part I or Part II appliance was supplied by that authorised appliance supplier on the day on which the appliance prescription or medical prescription was issued and after he had closed his premises for the supply of medical appliances, or between 11 p.m. that day and 9 a.m. the next day or such earlier time, at which the said premises were opened for the supply of medical appliances, and
 - (ii) that appliance prescription has been endorsed by that authorised appliance supplier with the words "DISPENSED URGENTLY" and with the date and time on and at which that medical appliance was supplied, and has been signed by the authorised appliance supplier and by the

person in respect of whom the medical appliance was required or by his parent, guardian or other representative, or

- (c) where an appliance claim form completed in pursuance of Regulation 8 is endorsed by an authorised supplier of Part III or Part IV appliances with the words "DISPENSED URGENTLY" and with the date and time on and at which that appliance was supplied, and has been signed by the authorised appliance supplier and by the person in respect of whom the appliance was required or by his parent, guardian or other representative,

and the medical appliance has been supplied at any of the times specified in the first column of the Third Schedule to these regulations, not being a time when that authorised appliance supplier is required to keep his said premises open outside his normal hours of business in accordance with a scheme for the time being in force and prepared by [the Committee for Health & Social Care] in pursuance of the provisions of Part II of the Schedule to the Health Service (Authorised Appliance Suppliers) Regulations, 1990 or with any other scheme approved by [the Committee for Health & Social Care], an additional dispensing fee in the sum specified in the second column of that Schedule in relation to that time.

(2) The provisions of paragraph (1) of this regulation shall not apply, other than in the Island of Alderney, in respect of any medical appliances supplied by an authorised appliance supplier at a time when the premises for the supply of medical appliances of any other authorised appliance supplier, being a pharmacist, are open for business.

NOTES

In regulation 3,

the words in the first pair of square brackets in paragraph (1) were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016;³

the words in the second pair of square brackets in paragraph (1) were substituted by the Health Service Fund (Closure) and Miscellaneous Amendments Regulations, 2021, regulation 3(3), with effect from 1st January, 2022;

the words "the Committee for Health & Social Care" in square brackets, wherever occurring, were substituted by the Machinery of Government (Transfer of Functions) Ordinance, 2020, section 2 and section 4, with effect from 1st June, 2020.⁴

The functions, rights and liabilities of the Health and Social Services Department and of its Minister or Deputy Minister arising under or by virtue of these Regulations were transferred to and vested in, respectively, the Committee for Health & Social Care and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.⁵

The functions, rights and liabilities of the Committee for Employment & Social Security arising under Parts II to VI, sections 21 to 23, and Parts VIII to X of the Health Service (Benefit) (Guernsey) Law, 1990 (other than in the definitions of "approved primary care mental health and wellbeing service arrangement" and "approved visiting medical specialist arrangement" in section 39(1) of that Law, as that Law applies in relation to specialist medical benefit by virtue of the Health Service (Specialist Medical Benefit) Ordinance, 1995) were transferred to and vested in the Committee for Health & Social Care by the provisions of the Machinery of Government (Transfer of Functions) Ordinance, 2020, section 1(a) and section 4, with effect from 1st June, 2020 and subject to, first, the savings and transitional provisions in section 3 and, second, the exceptions in section 5 of the 2020 Ordinance.⁶

In accordance with the provisions of the Children (Consequential Amendments etc.) (Guernsey and Alderney) Ordinance, 2009, section 1, with effect from 4th January, 2010, the references in this regulation to "parent" shall mean, in relation to a child and subject to the conditions in paragraph (a) and (b) of subsection (1) and the exceptions in paragraph (a) and (b) of subsection (2) of that section, a father or mother who has parental responsibility in respect of the child.

In accordance with the provisions of the Children (Consequential

Amendments etc.) (Guernsey and Alderney) Ordinance, 2009, section 2, with effect from 4th January, 2010, and having regard to the reference in this regulation to "guardian", a guardian or person referred to as such has parental responsibility in respect of a child if the conditions in subsection (1) or subsection (2) of that section are satisfied.

Reimbursement in Respect of Out-of-pocket Expenses Incurred by Authorised Appliance Suppliers who are Pharmacists not Employed by Medical Practices.

4. Where [the Committee for Health & Social Care] is satisfied that out-of-pocket expenses have been incurred by an authorised appliance supplier who is a pharmacist not employed by a medical practice or the [Committee for Health & Social Care] in procuring any Part I, Part II or Part III appliance required to be supplied on production of an appliance prescription or medical appliance card by reason of the fact that such medical appliance is only very exceptionally so required to be supplied, [the Committee for Health & Social Care] may reimburse that authorised appliance supplier in respect of the whole of such expenses or in respect of such part thereof as [the Committee for Health & Social Care] thinks fit.

NOTES

In regulation 4,

the words "the Committee for Health & Social Care" in square brackets, wherever occurring, were substituted by the Machinery of Government (Transfer of Functions) Ordinance, 2020, section 2 and section 4, with effect from 1st June, 2020;⁷

the words in the second pair of square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016.⁸

The functions, rights and liabilities of the Health and Social Services Department and of its Minister or Deputy Minister arising under or by virtue of these Regulations were transferred to and vested in, respectively, the Committee for Health & Social Care and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.⁹

Provision of Information by Authorised Appliance Suppliers and Surveys of Their Places of Business.

5. (1) For the purpose of enabling [the Committee for Health & Social Care] to determine from time to time the adequacy or otherwise of any of the amounts payable to authorised appliance suppliers under regulation 2(1) of these regulations, other than sub-paragraph (a) thereof, an authorised appliance supplier –

- (a) shall furnish on demand to [the Committee for Health & Social Care], or to such person as [the Committee for Health & Social Care] may direct, such information and such documents as [the Committee for Health & Social Care] may require for that purpose, and
- (b) shall permit any person authorised in writing in that behalf by [the Committee for Health & Social Care] to enter at all reasonable times any place of business at which he supplies medical appliances or from which he supplies such appliances and to make such inspection, examination and enquiry therein as may be required for the said purpose.

(2) No information obtained by [the Committee for Health & Social Care] or any such person as aforesaid in pursuance of paragraph (1) of this regulation shall be disclosed to any person otherwise than for the purpose stated in paragraph (1); and no such information shall be disclosed in such manner as to enable any authorised appliance supplier or any place of business of an authorised appliance supplier to be identified.

NOTE

In regulation 5, the words "the Committee for Health & Social Care" in square brackets, wherever occurring, were substituted by the Machinery of Government (Transfer of Functions) Ordinance, 2020, section 2 and section 4, with effect from 1st June, 2020.¹⁰

Payment of Authorised Appliance Suppliers for Part III Appliances.

6. (1) Subject to the provisions of the next following paragraph, an authorised appliance supplier of any class shall be paid out of [the Guernsey Health Reserve] in respect of each Part III 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 list price of the Part III appliance,
- (b) the product of the percentage specified in Part I of the Second Schedule to these regulations, in respect of that class of authorised appliance supplier, and the amount of the basic price,
- (c) a dispensing fee in accordance with the Part II of the Second Schedule to these Regulations in respect of that class of authorised appliance supplier.

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

NOTE

In regulation 6, the words in square brackets were substituted by the Health Service Fund (Closure) and Miscellaneous Amendments Regulations, 2021,

regulation 3(3), with effect from 1st January, 2022.

Payment of Authorised Appliance Suppliers for Part IV Appliances.

7. [The Committee for Health & Social Care] may arrange with one or more authorised appliance suppliers for the supply of and payment for the supply of Part IV appliances; and the arrangements may include –

- (a) payment in respect of the supply of oxygen cylinders and accessories,
- (b) payment in respect of delivery and collection of cylinders and accessories when appropriate to and from the patient's home in Guernsey or Alderney,
- (c) payment in respect of the supply of oxygen concentrators including installation, servicing, maintenance and repair,

and may be reviewed at such intervals as [the Committee for Health & Social Care] may determine.

NOTE

In regulation 7, the words "T/the Committee for Health & Social Care" in square brackets, wherever occurring, were substituted by the Machinery of Government (Transfer of Functions) Ordinance, 2020, section 2 and section 4, with effect from 1st June, 2020.¹¹

Form of Claim for Payment for the Supply of Part III or Part IV Appliances.

8. Claims by authorised appliance suppliers for payment for the supply of Part III or Part IV appliances shall be made in a form approved by [the Committee for Health & Social Care] ("**appliance claim form**").

NOTE

In regulation 8, the words in square brackets were substituted by the Machinery of Government (Transfer of Functions) Ordinance, 2020, section 2 and section 4, with effect from 1st June, 2020.¹²

Repeal.

9. The Health Service (Payment of Authorised Appliance Suppliers) Regulations, 1990, as amended^e are repealed.

Extent.

10. These regulations shall have effect in the Islands of Guernsey, Alderney, Herm and Jethou.

Citation and Commencement.

11. (1) These regulations may be cited as the Health Service (Payment of Authorised Appliance Suppliers) Regulations, 2003.

(2) These regulations shall come into force on the 1st day of January, 2004.

^e S.I. 1990 No. 41; S.I. 1991 Nos. 34, 58 and 61; S.I. 1992 No. 8; S.I. 1993 No. 10; S.I. 1995 Nos. 20, 23 and 41; S.I. 1997 No. 3; S.I. 1998 Nos. 3 and 32; S.I. 1999 No. 42; S.I. 2000 No. 28; S.I. 2002 No. 47.

[FIRST SCHEDULE

Regulation 2(1)(b)

Dispensing Fees for Part I and Part II Appliances.

(1)	(2)
Classes of authorised appliance supplier	Dispensing fee per appliance
A medical practitioner; or a pharmacist employed by a medical practice –	
where the number of relevant items does not exceed 3,000,	85p per appliance
where the number of relevant items exceeds 3,000 but does not exceed 6,000,	85p per appliance for 3,000 relevant items and 79p for each additional appliance
where the number of relevant items exceeds 6,000.	85p per appliance for 3,000 relevant items. 79p per appliance for 3,000 relevant items and 73p for each additional appliance.
A pharmacist employed by the Committee for Health and Social Care.	0p per appliance.
A pharmacist not employed by a medical practice or the Committee for Health and	

<p>Social Care –</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>[£3.95] per appliance</p> <p>[£3.95] per appliance for 1,500 relevant items and [£1.98] for each additional appliance</p>
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NOTES

The First Schedule was substituted by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2023, regulation 1, Schedule, with effect from 1st January, 2024.¹³

In the First Schedule, the symbols and figures within, first, the first and second and, second, the third pairs of square brackets were substituted by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) (No. 2) Regulations, 2025, respectively regulation 1(2)(a) and regulation 1(2)(b), with effect from 1st January, 2026.¹⁴

PART I

Specified percentage payable in respect of Part III appliances.

(1)	(2)
Classes of authorised appliance supplier	Specified percentage
A medical practitioner	0 per centum
A pharmacist –	
(a) employed by a medical practice,	0 per centum
(b) employed by the Committee for Health and Social Care,	0 per centum
(c) not employed by a medical practice or the Committee for Health and Social Care.	20.8 per centum
Any other class of authorised appliance supplier	20.8 per centum

PART II

Dispensing fees for Part III appliances.

(1)	(2)
Classes of authorised appliance supplier	Dispensing fee per appliance
A medical practitioner	37p
A pharmacist –	
(a) employed by a medical practice,	37p
(b) employed by the Committee for Health and Social Care,	0p
(c) not employed by a medical practice or the Committee for Health and Social Care.	[85p]
Any other class of authorised appliance supplier	[85p]

NOTES

The Second Schedule was substituted by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2023, regulation 1, Schedule, with effect from 1st January, 2024.¹⁵

In the Second Schedule, the figures and letters within, first, the first and,

second, the second pairs of square brackets were substituted by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) (No. 2) Regulations, 2025, respectively regulation 1(3)(a) and regulation 1(3)(b), with effect from 1st January, 2026.¹⁶

[THIRD SCHEDULE

Regulation 3

Additional dispensing fees payable in respect of Part I or Part II appliances supplied on an appliance prescription claim form endorsed "URGENT" or "DISPENSED URGENTLY" in accordance with Regulation 3 of these Regulations; or Part III and Part IV appliances supplied on an appliance claim form endorsed "DISPENSED URGENTLY".

(1)	(2)
Time of Supply	Dispensing fee
On any day, other than a non-business day, between the time the premises of the authorised appliance supplier are closed for the supply of medical appliances and 11 pm.	£32.58
On a non-business day, between 9 am and 11 pm, except whilst the premises are open for the purposes of any scheme prepared by [the Committee for Health & Social Care] under Part II of the Schedule to the Health Service (Authorised Appliance Suppliers) Regulations, 1990.	£41.19
On any day between 11 pm and 9 am of the next day or such earlier time at which the premises are opened for the supply of medical appliances (on any day except a non-business day).	£106.96

NOTES

The Third Schedule was substituted by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) (No. 2) Regulations, 2025, regulation 1(4), Schedule, with effect from 1st January, 2026.¹⁷

In the Third Schedule, the words in square brackets in the first column were substituted in accordance with the provisions of the Machinery of Government (Transfer of Functions) Ordinance, 2020, section 2 and section 4, with effect from 1st June, 2020.¹⁸

EXPLANATORY NOTE

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

These Regulations provide for –

- (a) the payment of authorised appliance suppliers in respect of medical appliances supplied by them under the Health Service (Benefit) (Guernsey) Law, 1990,
- (b) the manner in which the payment is to be calculated,
- (c) the provision by authorised appliance suppliers of information and for surveys of their places of business,
- (d) the payment of additional dispensing fees for medical appliances dispensed urgently by authorised appliance suppliers who are not medical practitioners.

1 These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 4, with effect from 6th May, 2004.

****** The text of this Explanatory Note is as it was when the Statutory Instrument was first made – that is to say that the Explanatory Note has not been updated to take account of any changes made by subsequent amending Statutory Instruments with their own Explanatory Notes.

2 The functions, rights and liabilities of the Health and Social Services Department and its Minister arising under or by virtue of these Regulations were previously transferred to and vested in them, respectively, from the Board of Health and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 4, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

3 These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 4, with effect from 6th May, 2004.

4 These words were previously substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 3, paragraph 4, with effect from 1st May, 2016.

5 The functions, rights and liabilities of the Health and Social Services Department and its Minister arising under or by virtue of these Regulations were previously transferred to and vested in them, respectively, from the Board of Health and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 4, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

6 The functions, rights and liabilities of the Committee for Employment & Social Security and its President or Vice-President arising under or by virtue of these Regulations were previously transferred to and vested in them, respectively, from the Social Security Department and its Minister or Deputy Minister by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 13 and section 4, with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance; the functions, rights and liabilities of the Social Security Department and its Minister arising under or by virtue of these Regulations were previously transferred to and vested in them, respectively, from the Social Security Authority ("the Authority") and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 26, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

7 These words were previously substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 3, paragraph 4, with effect from 1st May, 2016.

8 These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 4, with effect from 6th May, 2004.

9 The functions, rights and liabilities of the Health and Social Services Department and its Minister arising under or by virtue of these Regulations were previously transferred to and vested in them, respectively, from the Board of Health and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 4, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

10 These words were previously substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 3, paragraph 4, with effect from 1st May, 2016.

11 These words were previously substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 3, paragraph 4, with effect from 1st May, 2016.

12 These words were previously substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 3, paragraph 4, with effect from 1st May, 2016.

13 The First Schedule was previously substituted by the: Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2007, regulation 1, Schedule, with effect from 1st January, 2008; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2008, regulation 1, Schedule, with effect from 1st January, 2008; Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2008, regulation 1, Schedule, with effect from 1st January, 2009; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2011, regulation 1, Schedule, with effect from 1st January, 2011; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2012, regulation 1, Schedule, with effect from 1st January, 2012; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2013, regulation 1, Schedule, with effect from 1st January, 2013; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2014, regulation 1, Schedule, with effect from 1st January, 2014; Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2014, regulation 1, Schedule, with effect from 1st January, 2015; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2015, regulation 1, Schedule, with effect from 1st January, 2016; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2017, regulation 1, Schedule, with effect from 1st January, 2018; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2018, regulation 1, Schedule, with effect from 1st January, 2019; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2019, regulation 1, Schedule, with effect from 1st January, 2020; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020, regulation 1, Schedule, with effect from 1st January, 2021; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020 (*G.S.I. No. 167 of 2021*), regulation 1, Schedule, with effect from 1st January, 2022; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2022, regulation 1, Schedule, with effect from 1st January, 2023; and amended by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 4, with effect from 6th May, 2004; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2016, regulation 1, Schedule, with effect from 1st January, 2017; and amended in accordance with the provisions of the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016.

14 These symbols and figures were previously substituted by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2024, respectively regulation 1(2)(a) and regulation 1(2)(b), with effect from 1st January, 2025.

15 The Second Schedule was previously substituted by the: Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2007, regulation 1, Schedule, with effect from 1st January, 2008; Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2008, regulation 1, Schedule, with effect from 1st January, 2009; Health Service (Payment of Authorised Appliance Suppliers)

(Amendment) Regulations, 2011, regulation 1, Schedule, with effect from 1st January, 2011; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2012, regulation 1, Schedule, with effect from 1st January, 2012; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2013, regulation 1, Schedule, with effect from 1st January, 2013; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2014, regulation 1, Schedule, with effect from 1st January, 2014; Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2014, regulation 1, Schedule, with effect from 1st January, 2015; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2015, regulation 1, Schedule, with effect from 1st January, 2016; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2016, regulation 1, Schedule, with effect from 1st January, 2017; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2017, regulation 1, Schedule, with effect from 1st January, 2018; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2018, regulation 1, Schedule, with effect from 1st January, 2019; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2019, regulation 1, Schedule, with effect from 1st January, 2020; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020, regulation 1, Schedule, with effect from 1st January, 2021; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020 (*G.S.I. No. 167 of 2021*), regulation 1, Schedule, with effect from 1st January, 2022; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2022, regulation 1, Schedule, with effect from 1st January, 2023; and amended by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 4, with effect from 6th May, 2004; and in accordance with the provisions of the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 5 and section 4, with effect from 1st May, 2016.

16 These figures and letters were previously substituted by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2024, respectively regulation 1(3)(a) and regulation 1(3)(b), with effect from 1st January, 2025.

17 The Third Schedule was previously substituted by the: Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2007, regulation 1, Schedule, with effect from 1st January, 2008; Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2008, regulation 1, Schedule, with effect from 1st January, 2009; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2011, regulation 1, Schedule, with effect from 1st January, 2011; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2012, regulation 1, Schedule, with effect from 1st January, 2012; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2013, regulation 1, Schedule, with effect from 1st January, 2013; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2014, regulation 1, Schedule, with effect from 1st January, 2014; Health Service (Payment of Authorised Appliance Suppliers) (Amendment No. 2) Regulations, 2014, regulation 1, Schedule, with effect from 1st January, 2015; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2015, regulation 1, Schedule, with effect from 1st January, 2016; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2016, regulation 1, Schedule, with effect from 1st January, 2017; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2017, regulation 1, Schedule, with effect from 1st

January, 2018; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2018 regulation 1, Schedule, with effect from 1st January, 2019; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2019, regulation 1, Schedule, with effect from 1st January, 2020; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020, regulation 1, Schedule, with effect from 1st January, 2021; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2020 (*G.S.I. No. 167 of 2021*), regulation 1, Schedule, with effect from 1st January, 2022; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2022, regulation 1, Schedule, with effect from 1st January, 2023; Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2023, regulation 1, Schedule, with effect from 1st January, 2024; and amended by the Health Service (Payment of Authorised Appliance Suppliers) (Amendment) Regulations, 2025, regulation 1(2), with effect from 14th January, 2025.

18 These words were previously substituted in accordance with the provisions of the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 3, paragraph 4, with effect from 1st May, 2016.