GREFFE
ROYAL COURT
17 DEC 2019
GUERNSEY

GUERNSEY STATUTORY INSTRUMENT

2019 No.129

The Health Service (Payment of Authorised Suppliers) (Amendment) Regulations, 2019

Made	*13th December, 2019*
Coming into operation	*1st January, 2020*
Laid before the States	*, 2020*

THE COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY, in exercise of the powers conferred on it by sections 14 and 35 of the Health Service (Benefit) (Guernsey) Law, 1990[a], and all other powers enabling it in that behalf, hereby makes the following Regulations:-

Amendment

1. The First, Second, Third and Fifth Schedules to the Health Service (Payment of Authorised Suppliers) Regulations, 2003[b] are revoked and replaced by the appropriate Schedules set out in the Schedule to these Regulations.

Revocation

2. The Health Service (Payment of Authorised Suppliers) (Amendment)

[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; Ordinance Nos. XLVI of 2015 and IX of 2016. 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. 47 of 2007, No. 56 of 2012, No. 4 of 2016, No. 114 of 2017 and No. 85 of 2018.

Regulations, 2018[c] are revoked.

Citation, commencement and extent

3. (1) These Regulations may be cited as the Health Service (Payment of Authorised Suppliers) (Amendment) Regulations, 2019, and shall come into force on the 1st January, 2020.

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

Dated this 13th day of December, 2019

M. K. LE CLERC

President of the States Committee for Employment & Social Security

For and on behalf of the Committee

[c] G.S.I. No. 85 of 2018.

SCHEDULE

Regulation 1

"FIRST SCHEDULE

Regulation 2(1)

PART I

Dispensing Fees payable in respect of pharmaceutical benefit

(1)	(2)
Classes of authorised supplier	Dispensing fee
A dentist; or a medical practitioner; or a pharmacist employed by a medical practice:-	
where the number of relevant items does not exceed 3,000;	85p per item
where the number of relevant items exceeds 3,000 but does not exceed 6,000;	85p per item for 3,000 relevant items and 79p for each additional item
where the number of relevant items exceeds 6,000.	85p per item for 3,000 relevant items, 79p per item for 3,000 relevant items and 73p for each additional item.
A pharmacist employed by the Committee for Health and Social Care.	0p per item
A pharmacist not employed by a medical practice or the Committee for Health and Social Care:-	
where the number of relevant items does not exceed 1,500;	£3.07 per item
where the number of relevant items exceeds 1,500.	£3.07 per item for 1,500 relevant items and £1.53 for each additional item

PART II

Additional dispensing fees payable in respect of pharmaceutical benefit for all authorised suppliers except pharmacists employed by the Committee for Health and Social Care

(1)	(2)
Description of pharmaceutical benefit	Additional dispensing fee
Pharmaceutical benefit extemporaneously dispensed, aseptically dispensed, or extemporaneously sterilised and supplied on a medical prescription which is endorsed with the words:-	
(a) "Extemporaneously dispensed" (i) unit dosage forms eg. sachets, capsules, pills, lozenges, pastilles, pessaries, powders,	£6.95 for each unit of 10 or less
(ii) liquids being 'special formula preparations', eg mixtures, lotions, nasal drops (not including dilutions),	£2.38
(iii) liquid preparations prepared by straightforward dilution (not including reconstitution),	£1.28
(iv) special formula powders,	£2.38
(v) ointments, creams, pastes being 'special formula preparations' (not including dilutions),	£6.95
(vi) ointments, creams, pastes prepared by dilution or admixture of standard or proprietary ointments, creams and pastes;	£2.38

(1)	(2)
Description of pharmaceutical benefit	Additional dispensing fee
(b) "aseptically dispensed" preparation when aseptically dispensed (excluding proprietary preparations)	
(i) unit dosage forms, eg injections,	£23.85 for each unit of 10 or less
(ii) non-unit dosage forms, eg eye drops;	£20.94
(c) "extemporaneously sterilised" liquids, semi-solids, solids prepared with a BP sterilisation process.	£20.94
Where an item of pharmaceutical benefit which is:-	
(a) a liquid preparation requiring extemporaneous dispensing otherwise than in accordance with sub-paragraph (b) and (c) above; and	
(b) the medical prescription on which that item is supplied specifies that the pharmaceutical benefit must be supplied in more than one container; and	
(c) the medical prescription is endorsed with the words "extemporaneously dispensed".	£2.38
Where an item of pharmaceutical benefit which:-	
(a) requires the addition by an authorised supplier of a vehicle/diluent, has a stability of less than fourteen days and it is necessary for pharmaceutical reasons for it to be supplied in more than one container; and	
(1)	(2)

Description of pharmaceutical benefit	Additional dispensing fee
(b) the medical prescription on which that item is supplied is endorsed with the number of additional containers in which that item is supplied by an authorised supplier.	81p
Where an item of pharmaceutical benefit is a controlled drug within the meaning of the Misuse of Drugs (Bailiwick of Guernsey) Ordinance, 1997 and has been supplied on a prescription endorsed with the initial letters "C.D." by an authorised supplier:-	
i) where the controlled drug is contained within Schedule 1 or 2 of the aforementioned Ordinance;	£3.83
ii) where the controlled drug is contained within Schedule 3 of the aforementioned Ordinance.	£1.70
Where an item of pharmaceutical benefit contains methadone hydrochloride and has been ordered by an approved medical practitioner as part of an approved methadone maintenance programme and the taking of the drug has been supervised by an authorised supplier and supplied on a prescription endorsed with the initial letters "SUP" by an authorised supplier.	£3.83
Where an item of pharmaceutical benefit contains buprenorphine and has been ordered by an approved medical practitioner as part of an approved buprenorphine maintenance programme and the taking of the drug has been supervised by an authorised supplier or suitably trained employee and supplied on a prescription endorsed with the initial letters "SUP" by the approved medical practitioner.	£5.57

SECOND SCHEDULE

Regulation 3

Additional dispensing fees payable in respect of pharmaceutical benefit supplied on a prescription endorsed "URGENT" or "DISPENSED URGENTLY" in accordance with Regulation 3 of these Regulations.

(1)	(2)
Time of Supply	Dispensing fee
On any day, other than a non-business day, between the time the premises of the authorised supplier are closed for the supply of pharmaceutical benefit and 11pm.	£25.21
On a non-business day, between 8am and 11pm, except whilst the premises are open for the purposes of any scheme prepared by the Authority under Section 12(3)(d) of the Law.	£31.87
On any day between 11pm and 8am the next day or such earlier time at which the premises are opened for the supply of pharmaceutical benefit (on any day except a non-business day).	£82.77

THIRD SCHEDULE

Regulation 2(1)(d)

Additional dispensing fees payable in respect of pharmaceutical benefit

(1)	(2)
Description of pharmaceutical benefit	Specified percentage
Pharmaceutical benefit, for which the authorised supplier has not received a discount on the basic price, supplied on a medical prescription which is endorsed with the letters "ZD" thereby declaring that a discount has not been obtained, and is contained in the "ZD List" in accordance with the appropriate conditions of the Drug Tariff where the class of authorised supplier is:-	
(a) dentist; or a medical practitioner; or a pharmacist employed by a medical practice;	7.5 per centum
(b) a pharmacist employed by the Committee for Health and Social Care;	Zero per centum
(c) a pharmacist not employed by a medical practice or the Committee for Health and Social Care.	7.5 per centum
Pharmaceutical benefit which has a basic price of the ingredients of £100 or more which has been supplied by:-	
(a) a dentist; or a medical practitioner; or a pharmacist employed by a medical practice; or a pharmacist employed by the Committee for Health and Social Care;	Zero per centum
(b) a pharmacist not employed by a medical practice or the Committee for Health and Social Care.	1.5 per centum

FIFTH SCHEDULE

Regulations 4B and 4C

Fees payable in respect of monitored dosage systems and community packs provided by authorised suppliers who are pharmacists not employed by medical practices or the Committee for Health and Social Care in accordance with Regulations 4B and 4C of these Regulations.

(1)	(2)
Description of pharmaceutical benefit	Fee
Monitored dosage system for residential and nursing home residents	£12.58 per patient per 28 days
Monitored dosage system for community based patients	£25.20 per patient per 28 days

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EXPLANATORY NOTE

(*This note is not part of the Regulations*)

These Regulations set out the payments which may be made to pharmacists out of the Guernsey Health Service Fund, for the supply of pharmaceutical items.

These Regulations come into force on 1st January, 2020.