

1985 No. 135

HEALTH AND PERSONAL SOCIAL SERVICES

General Dental Services (Amendment No. 2) Regulations
(Northern Ireland) 1985

Made 5th June 1985

Coming into operation 15th July 1985

The Department of Health and Social Services in exercise of the powers conferred on it by Articles 61 and 106 of the Health and Personal Social Services (Northern Ireland) Order 1972(a) and of all other powers enabling it in that behalf and after consultation with such organisations as appear to the Department to be representative of the dental profession as required by Article 61(4) of the said Order hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the General Dental Services (Amendment No. 2) Regulations (Northern Ireland) 1985 and shall come into operation on 15th July 1985.

Amendment

2. The Health and Personal Social Services (General Dental Services) Regulations (Northern Ireland) 1975(b) shall be further amended as follows:—

(1) In regulation 2(1) (interpretation), after the definition of “assistant” the following definition shall be inserted:—

“ “associateship agreement” means an agreement between dentists practising as principals—

- (a) to which there are two parties, not being partners of each other, and
- (b) whereby one party is liable to provide, for financial consideration, the use of some or all premises and some or all facilities for the provision of general dental services;”

(2) After regulation 4 there shall be inserted the following regulation:—

“Information about associateship agreements

4A.—(1) Where an associateship agreement subsisted immediately before 15th July 1985 written notice of the parties thereto shall be given to the Agency before 31st August 1985.

(2) Where an associateship agreement is made on or after 15th July 1985 written notice of the parties thereto and of the date on which the agreement was made shall be given to the Agency within 7 days of the latter date.

(3) Written notice of any change in the parties to, or of the termination of, any agreement to which paragraph (1) or (2) applies shall be given to the Agency within 7 days of such change or termination.

(a) S.I. 1972/1265 (N.I. 14)

(b) S.R. 1975 No. 227 as amended by S.R. 1977 No. 81, S.R. 1980 No. 285, S.R. 1981 No. 229 and S.R. 1985 No. 56

(4) Any notice required by this regulation shall be given by the person or, if more than one, one of the persons, liable by virtue of the associateship agreement to provide the use of premises and facilities.”.

(3) In Part 1 of Schedule 1 (terms of service), for paragraph 3 there shall be substituted the following paragraph:—

“General anaesthesia

3. Provision of the services of a doctor or another dentist in respect of the administration of a general anaesthetic in connection with any treatment shall be the responsibility of the dentist who provides the treatment.”.

Sealed with the Official Seal of the Department of Health and Social Services on this 5th day of June 1985.

(L.S.)

P. Simpson

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations further amend the Health and Personal Social Services (General Dental Services) Regulations (Northern Ireland) 1975.

Regulation 2 inserts in those Regulations a definition of associateship agreement and a new regulation requiring notification of new or subsisting associateship agreements to be given to the Central Services Agency. Notice of changes of parties to, and of the termination of, associateship agreements must also be given. Provision is made as to who is to give the notice.

Regulation 2 also substitutes paragraph 3 of Schedule 1 to those Regulations, which relates to the administration of general anaesthetics in treatment.