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STATUTORY RULES OF NORTHERN IRELAND

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**2004 No. 141**

**The General Medical Services Transitional and Consequential Provisions (No. 1) (Northern Ireland) Order 2004**

**PART 2**

**ENTITLEMENT TO CONTRACTS**

**Entitlement to a general medical services contract following appeal under Article 9**

**10.**—(1) Where, following an appeal dealt with under Article 9, the Department determines that a medical practitioner who was the only applicant for a vacancy under regulation 10 of the 1997 Regulations should have been approved for that vacancy by the Board, that medical practitioner shall –

- (a) be added to the primary medical services performers list of the Board; and
- (b) subject to paragraph (2), be entitled to enter into a general medical services contract with the Board as an individual medical practitioner.

(2) A person who is entitled to enter into a general medical services contract under paragraph (1) shall, subject to Article 12, only continue to be so entitled until –

- (a) the end of the period of six weeks after receiving notice of the success of his appeal; or
- (b) in a case where either party has, before the end of the period of six weeks referred to in sub-paragraph (a), referred the terms of the general medical services contract to the Department to consider and determine under Article 8(4) of the 1991 Order or regulation 9 of the 2004 Regulations but that dispute has not been determined or withdrawn, the end of the period of 28 days from and including the date on which the parties were notified of the determination of that dispute or the dispute was withdrawn,

unless Article 11 applies.