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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 4**

**CONTRACT TERMS**

**Services to patients not registered with the contractor in default contracts and general medical services contracts entered into on or before 31st March 2004**

**24.**—(1) Where a medical practitioner who meets the requirements in paragraph (2) –

(a) on or before 31st March 2004, enters into –

(i) a default contract, or

(ii) a general medical services contract,

whether as an individual medical practitioner or as one of two or more individuals practising in partnership; or

(b) is a legal and beneficial shareholder in a company which enters into a general medical services contract on or before 31st March 2004,

that contract must require the contractor to provide such of the additional services as are equivalent to those of the services listed in paragraph (2)(a) to (c), to the patients to whom the medical practitioner was providing those services on the date on which the contract was signed, except, in the case of a general medical services contract, to the extent that the contractor is not required to provide the additional service concerned to his registered patients under regulation 29 of the 2004 Regulations.

(2) The requirements referred to in paragraph (1) are that, on 31st March 2004 (or on the date on which the contract is signed, if earlier) the medical practitioner is providing, as part of general medical services under Article 56 of the 1972 Order(1), to a patient who is not recorded as being on his list of patients –

(a) child health surveillance services under regulation 27 of the 1997 Regulations;

(b) contraceptive services under regulation 28 of those Regulations(2); or

(c) maternity medical services under regulation 34 of those Regulations(3).

(3) The services required to be provided under this Article are in addition to any additional services which are required to be provided to the contractor's registered patients –

(a) in a default contract under Article 16; or

(b) in a general medical services contract under regulation 29 of the 2004 Regulations.

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(1) Article 56 was amended by S.I. 1991/194 (N.I. 1) and S.I. 1997/1177(N.I. 7)

(2) Regulation 28 was amended by S.R. 1999 No. 100

(3) Regulation 34 was amended by S.R. 1999 No. 100

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**Changes to legislation:** There are currently no known outstanding effects for the The General Medical Services Transitional and Consequential Provisions (No. 1) (Northern Ireland) Order 2004, Section 24. (See end of Document for details)

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(4) Nothing in this Article shall prevent a contractor from subsequently terminating his responsibility for a patient not registered with the contractor under the term of his contract which gives effect to paragraph 28 of Schedule 5 to the 2004 Regulations (or the equivalent term of a default contract).

(5) A requirement in a general medical services contract to provide any additional services under this paragraph to patients not registered with the contractor shall cease on the date on which any opt out of that additional service in respect of the contractor's own registered patients commences pursuant to the terms of the general medical services contract which give effect to Schedule 2 to the 2004 Regulations.

(6) Where paragraph (5) applies, the requirement to inform patients of opt outs in the term of the general medical services contract which gives effect to paragraph 6 of Schedule 2 to the 2004 Regulations shall apply to the patients to whom services are provided pursuant to this paragraph as it applies to the contractor's own registered patients.

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**Commencement Information**

**II** Art. 24 in operation at 29.3.2004, see [art. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The General Medical Services Transitional and Consequential Provisions (No. 1) (Northern Ireland) Order 2004, Section 24.