

EXECUTIVE NOTE

THE NATIONAL HEALTH SERVICE (DENTAL CHARGES) (SCOTLAND) AMENDMENT REGULATIONS 2011

SSI 2011/168

The above instrument is made in exercise of the powers conferred by sections 70(1A), 71(1), 71A, 73(b), 74(b), 75, 105(7) and 108(1) of the National Health Service (Scotland) Act 1978 and sections 20(1), (3) and (4) and 39(1) and (2) and 40(2) of the National Health Service (Primary Care) Act 1997. The instrument is subject to negative resolution procedure.

Background

The National Health Service (Dental Charges) (Scotland) Regulations 2003 (“the 2003 Regulations”) provide for the making and recovery of charges in respect of the supply of dental appliances under the National Health Service and in respect of the provision of dental treatment under general dental services or in accordance with pilot schemes.

Policy Objectives

This instrument makes amendments to the 2003 Regulations which are consequential on the revocation of the National Health Service (General Dental Services) (Scotland) Regulations 1996 and their replacement by the National Health Service (General Dental Services) (Scotland) Regulations 2010 (“the 2010 Regulations”). References to the 1996 Regulations in the 2003 Regulations are replaced by references to the 2010 Regulations.

The 2010 Regulations extend the Health Board dental list system to enable dental bodies corporate to be included on dental lists. A new definition of body corporate is inserted at regulation 2(1) (citation, commencement and interpretation) of the 2003 Regulations and references to body corporate are inserted throughout the 2003 Regulations where appropriate.

Consultation

The BDA Scotland have been made aware of the minor amendments which need to be made to the 2003 Regulations in consequence of the coming into force of the 2010 Regulations, on which they were fully consulted.

Financial Effects

The Instrument will have no financial effects on the Scottish Government or Health Boards.