
DRAFT STATUTORY INSTRUMENTS

2020 No.

**The Reciprocal and Cross-Border Healthcare
(Amendment etc.) (EU Exit) Regulations 2020**

PART 2

Amendment of Reciprocal Healthcare Regulations

**Amendment of the Social Security Coordination (Reciprocal Healthcare) (Amendment etc.)
(EU Exit) Regulations 2019**

2. The Social Security Coordination (Reciprocal Healthcare) (Amendment etc.) (EU Exit) Regulations 2019(1) are amended as follows.

Substitution of regulation 6

3. For regulation 6 substitute—

**“The Human Tissue Act 2004 (Ethical Approval, Exceptions from Licensing and
Supply of Information about Transplants) Regulations 2006**

6. In the Human Tissue Act 2004 (Ethical Approval, Exceptions from Licensing and Supply of Information about Transplants) Regulations 2006(2), in Schedule 2 (receipt of transplantable material), in paragraph 10, in the text following “case) that—”—

(a) for sub-paragraph (a) (including the “or” at the end) substitute—

“(a) the treatment of the recipient was provided under a listed healthcare arrangement as defined in regulation 1(3) of the Healthcare (European Economic Area and Switzerland Arrangements) (EU Exit) Regulations 2019(3), or”;

(b) omit sub-paragraph (b).”.

Substitution of regulation 8

4. For regulation 8 substitute—

**“The National Health Service (General Medical Services Contracts) Regulations
2015**

8. In regulation 74F (information relating to overseas visitors) of the National Health Service (General Medical Services Contracts) Regulations 2015(4)—

(1) [S.I. 2019/776](#).

(2) [S.I. 2006/1260](#); relevant amendments were made by [S.I. 2011/1043](#) and [2012/1809](#).

(3) [S.I. 2019/1293](#).

(4) [S.I. 2015/1862](#); relevant amendments were made by [S.I. 2017/908](#) and [2020/226](#).

- (a) for paragraph (1)(b) (but not the words following that paragraph) substitute—
 - “(b) where applicable in the case of a patient, record the fact that the patient is the holder of a document—
 - (i) which is—
 - (aa) a European Health Insurance Card;
 - (bb) an S1 Healthcare Certificate; or
 - (cc) a document which, for the purposes of a listed healthcare arrangement as defined in regulation 1(3) of the Healthcare (European Economic Area and Switzerland Arrangements) (EU Exit) Regulations 2019, is treated as equivalent to a document referred to in sub-paragraph (aa) (“EHIC equivalent document”) or (bb) (“S1 equivalent document”); and
 - (ii) which has not been issued to or in respect of the patient by the United Kingdom,”;
- (b) in paragraph (2)(a)—
 - (i) after “European Health Insurance Card” insert “or EHIC equivalent document”;
 - (ii) after “that card” insert “or document”;
- (c) in paragraph (4)—
 - (i) after “S1 Healthcare Certificate” insert “or S1 equivalent document”;
 - (ii) after the remaining references to “certificate” (in both places), insert “or document”.

Substitution of regulation 9

- 5. For regulation 9 substitute—

“The National Health Service (Personal Medical Services Agreements) Regulations 2015

9. In regulation 67F (information relating to overseas visitors) of the National Health Service (Personal Medical Services Agreements) Regulations 2015(5)—

- (a) for paragraph (1)(b) (but not the words following that paragraph) substitute—
 - “(b) where applicable in the case of a patient, record the fact that the patient is the holder of a document—
 - (i) which is—
 - (aa) a European Health Insurance Card;
 - (bb) an S1 Healthcare Certificate; or
 - (cc) a document which, for the purposes of a listed healthcare arrangement as defined in regulation 1(3) of the Healthcare (European Economic Area and Switzerland Arrangements) (EU Exit) Regulations 2019, is treated as equivalent to a document referred to in sub-paragraph (aa)

- (“EHIC equivalent document”) or (bb) (“S1 equivalent document”); and
- (ii) which has not been issued to or in respect of the patient by the United Kingdom,”;
- (b) in paragraph (2)(a)—
 - (i) after “European Health Insurance Card” insert “or EHIC equivalent document”;
 - (ii) after “that card” insert “or document”;
- (c) in paragraph (4)—
 - (i) after “S1 Healthcare Certificate” insert “or S1 equivalent document”;
 - (ii) after the remaining references to “certificate” (in both places), insert “or document”.”.

Revocation of regulation 17 and Schedule 5

6. Omit regulation 17 and Schedule 5 (savings and transitional provision).