

1989 No. 1630

**NATIONAL HEALTH SERVICE,  
ENGLAND AND WALES**

**The National Health Service (Service Committees and  
Tribunal) Amendment Regulations 1989**

*Made* - - - - - 7th September 1989

*Laid before Parliament* - - - - - 8th September 1989

*Coming into force*

*For the purposes of regulation 2(3)* 1st October 1989

*For all other purposes* - - - - - 1st February 1990

The Secretary of State for Health, in exercise of powers conferred by sections 35(1), 36(1), 126(1) and 128(1) of the National Health Service Act 1977(a) and of all other powers enabling him in that behalf, hereby makes the following Regulations:

**Citation and commencement**

1. These Regulations may be cited as the National Health Service (Service Committees and Tribunal) Amendment Regulations 1989 and shall come into force for the purposes of regulation 2(3) on 1st October 1989 and for all other purposes on 1st February 1990.

**Amendment of Regulations**

2.—(1) The National Health Service (Service Committees and Tribunal) Regulations 1974(b) are amended in accordance with the following paragraphs of this regulation.

(2) In regulation 2 (interpretation), for the definition of “dental officer” there shall be substituted:

““dental officer” means—

(a) for the purposes of regulation 18 (investigation of record keeping), a dentist in the service of the Dental Practice Board(c), or of the Welsh Office, as the case may be, and

(b) for all other purposes, a dentist in the service of the Department of Health, or of the Welsh Office, as the case may be;”.

(3) In regulation 14 (procedure on withholding money), for the words “the Deputy Chief Dental Officer” in paragraph (6) there shall be substituted:

(a) in the first instance where they appear, the words “his deputy (being a dental officer)”;

(b) in the second instance where they appear, the words “his deputy”.

Signed by authority of the Secretary of State for Health

7th September 1989

*Trafford*  
Minister of State,  
Department of Health

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(a) 1977 c.49. Section 35(1) was substituted by the Family Practitioner Committees (Consequential Modifications) Order 1985 (S.I. 1985/39), article 7(9). Section 36(1) was amended by S.I. 1981/432 and 1985/39 and the Health and Social Security Act 1984 (c.48), Schedule 3, paragraph 5, and was extended by section 17 of the Health and Medicines Act 1988 (c.49). In section 128(1), see the definition of “regulations”.

(b) S.I. 1974/455, as amended by S.I. 1974/907, 1985/39, 1987/445.

(c) See section 12(1) of the Health and Medicines Act 1988 (c.49).

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations further amend the National Health Service (Service Committees and Tribunal) Regulations 1974 ("the 1974 Regulations") in which provision is made, amongst other things, for the withholding of remuneration by Family Practitioner Committees, at the direction of the Secretary of State, from dentists who have failed to comply with the terms of service for dentists who provide general dental services under the National Health Service Act 1977.

These Regulations amend, with effect from 1st October 1989, regulation 14(6) of the 1974 Regulations in relation to the composition of the dental advisory committee, which assists the Secretary of State in matters relating to the withholding of remuneration from such dentists, to enable any deputy of the Chief Dental Officer to be chairman of the dental advisory committee.

In addition, these Regulations amend with effect from 1st February 1990 regulation 2 of the 1974 Regulations by substituting a new definition of "dental officer" so as to include, for the purposes of regulation 18 of the 1974 Regulations (investigation of record keeping), a dental officer employed by the Dental Practice Board instead of a dentist in the service of the Department of Health.

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