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STATUTORY INSTRUMENTS

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**1992 No. 662**

**The National Health Service  
(Pharmaceutical Services) Regulations 1992**

**PART IV**

**MISCELLANEOUS**

**Claims and overpayments**

**24.**—(1) Any claim for fees, allowances or other remuneration by chemists or doctors shall be made in accordance with the provisions of the Drug Tariff.

(2) Where it considers that a payment has been made to a chemist, or to a doctor who provides pharmaceutical services in circumstances when it was not due, the FHSA, except to the extent that the Secretary of State, on the application of the FHSA, directs otherwise, shall draw the overpayment to the attention of the chemist or the doctor, and—

- (a) where the overpayment is admitted by him; or
- (b) where the overpayment is not so admitted but, the matter having been referred under regulation 7(1) of the National Health Service (Service Committees and Tribunal) Regulations 1992<sup>(1)</sup> for investigation, the FHSA, or the Secretary of State on appeal under regulation 10(1)(c) of those Regulations, decides that there has been an overpayment,

the amount overpaid shall be recoverable either by deduction from the remuneration of the doctor or chemist or in some other manner.

(3) Recovery of an overpayment under this regulation shall be without prejudice to the investigation of an alleged breach of the terms of service.