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STATUTORY INSTRUMENTS

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**1993 No. 488 (S.53)**

**NATIONAL HEALTH SERVICE, SCOTLAND**

The National Health Service (Fund-Holding Practices) (Scotland) Regulations 1993

<i>Made</i>	- - - -	<i>5th March 1993</i>
<i>Laid before Parliament</i>		<i>11th March 1993</i>
<i>Coming into force</i>		<i>1st April 1993</i>

THE NATIONAL HEALTH SERVICE (FUND-HOLDING PRACTICES) (SCOTLAND) REGULATIONS 1993

PART I  
GENERAL

1. Citation, commencement and interpretation

PART II  
RECOGNITION

2. Application for recognition as a fund-holding practice
3. Grant of recognition as a fund-holding practice
4. Determination of application
5. Appeals to the Secretary of State against refusal of recognition

*CONTINUING RECOGNITION*

6. Conditions for continuing recognition
7. Additions to existing fund-holding practices
8. Withdrawal or death of a member of a fund-holding practice

PART III  
RENUNCIATION OF RECOGNITION

9. Renunciation of recognition
10. Consequences of renunciation of recognition

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

#### PART IV

##### REMOVAL OF RECOGNITION

11. Grounds for removal of recognition
12. Procedure for removal of recognition
13. Removal of recognition with immediate effect
14. Appeals to the Secretary of State
15. Consequences of removal

#### PART V

##### ALLOTTED SUM-AUTHORISED PURPOSES

16. Payment for drugs, medicines and listed appliances
17. Payment for goods and services
18. Payments to members of the practice
19. Payment of salaries
20. Savings from the allotted sum
21. Recovery of mis-applied amounts

#### PART VI

##### REVOCATIONS

22. Revocations  
Signature

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##### SCHEDULE 1 — CONDITIONS FOR OBTAINING RECOGNITION AS A FUND-HOLDING PRACTICE

1. On the date on which the application is made there...
2. Where some or all of the members of the practice...
3. The practice does not include both— (a) a member who...
4. The members of the practice have shown themselves capable of...
5. Where the members of the practice are not partners in...

##### SCHEDULE 2 — CONDITIONS FOR CONTINUING RECOGNITION AS A FUND-HOLDING PRACTICE

1. There is a total of at least 6,000 patients on...
2. The practice does not include both— (a) a member who...
3. Where the members of the practice are not partners in...
4. The allotted sum is applied as required by regulations 16...
5. The members of a fund-holding practice have in place administrative...
6. Where the members of a fund-holding practice employ a person...
7. The members of the practice maintain a bank account (“the...
8. Except where liability to pay an allotted sum to the...
9. No sums are paid into the fund-holding account other than...
10. The members of the practice send to the relevant Health...
11. The members of the practice submit to the relevant Health...
12. Except in the circumstances specified in sub-paragraph (1)(a), (d), (e),...

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SCHEDULE 3 — SERVICES IN RESPECT OF WHICH A MEMBER OF A FUND-HOLDING PRACTICE MAY RECEIVE PAYMENT PURSUANT TO AN ARRANGEMENT UNDER REGULATION 18

Pathology  
Ophthalmology  
Ear Nose and Throat  
General surgery  
Genito-Urinary surgery  
Gynaecology  
Orthopaedics  
Other

SCHEDULE 4 — REVOCATIONS

Explanatory Note