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STATUTORY INSTRUMENTS

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**1998 No. 682**

**The National Health Service (General Medical Services) Amendment Regulations 1998**

**PART III**

**OTHER AMENDMENTS**

**Further amendment of regulation 2 of the 1992 Regulations**

**10.** In regulation 2 of the 1992 Regulations (interpretation), in paragraph (1), for the definition of “medical officer” substitute—

““medical officer” means a doctor who is—

- (a) employed or engaged by the Department of Social Security; or
- (b) provided by an organisation in pursuance of a contract entered into with the Secretary of State for Social Security.”.

**Further amendment of regulation 29 of the 1992 Regulations**

**11.** In regulation 29 of the 1992 Regulations (obtaining contraceptive services), in paragraph (2), for “paragraph (2)”, substitute “paragraph (1)”.

**Further amendment of Schedule 2 to the 1992 Regulations**

**12.** In Schedule 2 to the 1992 Regulations (terms of service for doctors)—

- (a) in paragraph 11 (which concerns the termination of an arrangement for maternity medical services), in sub-paragraphs (1) and (3), for “regulation 31(1)(a)” substitute “regulation 31(1)”;
- (b) in paragraph 22(1) (organisations providing deputy doctors), in sub-paragraph (7), for “in response to a request for evidence” substitute “as a result of evidence provided”; and
- (c) for paragraph 48 (reports to medical officers) substitute—

**“Reports to medical officer etc.**

**48.—(1)** A doctor shall, if he is satisfied that the patient consents—

- (a) supply in writing to a medical officer within such reasonable period as that officer, or an officer of the Department of Social Security on his behalf and at his direction, may specify, such clinical information as the medical officer considers relevant about a patient to whom the doctor under these terms of service has issued or has refused to issue a medical certificate; and

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(b) answer any inquiries by a medical officer, or by an officer of the Department of Social Security on his behalf and at his direction, about a prescription form or medical certificate issued by the doctor under these terms of service, or about any statement which the doctor has made in a report under these terms of service.

(2) For the purpose of satisfying himself that the patient has consented as required by sub-paragraph (1), the doctor may (unless he has reason to believe the patient does not consent) rely on an assurance in writing from the medical officer, or any officer of the Department of Social Security, that he holds the patient's written consent."

#### **Amendment of Schedule 12 to the 1992 Regulations**

**13.** In Schedule 12 to the 1992 Regulations (information to be included in practice leaflets), the paragraph 9A inserted after paragraph 9 by regulation 6 of the National Health Service (General Medical Services) Amendment Regulations 1996(2) is renumbered paragraph 9B(3).

#### **Amendment of Schedule 13 to the 1992 Regulations**

**14.** In Schedule 13 to the 1992 Regulations (information to be provided in annual reports), the paragraph 4 inserted at the end by regulation 7 of the National Health Service (General Medical Services) Amendment Regulations 1996(4) is renumbered paragraph 5(5).

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(2) [S.I. 1996/702](#).

(3) A paragraph 9A had already been inserted by [S.I. 1995/80](#).

(4) [S.I. 1996/702](#).

(5) Schedule 13 was substituted by [S.I. 1993/540](#). As so substituted, the final paragraph was already paragraph 4. That paragraph has subsequently been amended by [S.I. 1997/730](#).