
STATUTORY INSTRUMENTS

2013 No. 349

The National Health Service (Pharmaceutical and
Local Pharmaceutical Services) Regulations 2013

PART 3 U.K.

General matters relating to pharmaceutical lists and applications in respect of them

[^{F1}PNA based applications for new premises offering additional or different opening hours U.K.

21A.—(1) Paragraph (2) applies where [^{F2}NHS England] receives a routine application which is in respect of premises not already listed, where—

- (a) the applicant's stated intention (in accordance with paragraph 7(1)(a) of Schedule 2) is to meet a need, or secure improvements or better access, identified in the relevant pharmaceutical needs assessment (whether current or future gaps in provision); and
- (b) the need is, or the improvements are or the better access is, in respect of the days on which or the times at which essential services are provided in the area of the relevant HWB.

(2) In determining whether or not it is satisfied as mentioned in section 129(2A) of the 2006 Act (regulations as to pharmaceutical services), [^{F2}NHS England] must have regard to whether granting the application would result in an undesirable increase in the availability of essential services in the area of the relevant HWB.

(3) If [^{F2}NHS England] is satisfied that granting the application would result in the undesirable increase in availability mentioned in paragraph (2), it must refuse the application.]

Textual Amendments

- F1** Reg. 21A inserted (1.1.2022) by [The National Health Service \(Charges, Primary Medical Services and Pharmaceutical and Local Pharmaceutical Services\) \(Coronavirus\) \(Further Amendments\) Regulations 2021 \(S.I. 2021/1346\)](#), regs. 1(2)(b), 5
- F2** Words in Regulations substituted (6.11.2023) by [The Health and Care Act 2022 \(Further Consequential Amendments\) \(No. 2\) Regulations 2023 \(S.I. 2023/1071\)](#), reg. 1(1), **Sch. para. 1**

Changes to legislation:

There are currently no known outstanding effects for the The National Health Service (Pharmaceutical and Local Pharmaceutical Services) Regulations 2013, Section 21A.