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STATUTORY INSTRUMENTS

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**2015 No. 1862**

**The National Health Service (General  
Medical Services Contracts) Regulations 2015**

**PART 5**

Contracts: required terms

**Certificates**

**22.**—(1) Subject to paragraphs (2) and (3), a contract must contain a term which has the effect of requiring the contractor to issue any medical certificate of a description prescribed in column 1 of Schedule 2 under, or for the purposes of, the enactments specified in relation to that certificate in column 2 of that Schedule if that certificate is reasonably required under or for the purposes of the enactments specified in relation to that certificate.

(2) A certificate referred to in paragraph (1) must be issued free of charge to a patient or to a patient's personal representatives.

(3) A certificate must not be issued where, for the condition to which the certificate relates, the patient is—

- (a) being attended by a medical practitioner who is not—
  - (i) engaged or employed by the contractor,
  - (ii) in the case of a contract with two or more persons practising in a partnership, one of those persons, or
  - (iii) in the case of a contract with a company limited by shares, one of the persons legally or beneficially owning shares in that company; or
- (b) not being treated by or under the supervision of a health care professional.

(4) The exception in paragraph (3)(a) does not apply where the certificate is issued in accordance with regulation 2(1) of the Social Security (Medical Evidence) Regulations 1976 <sup>M1</sup> (evidence of incapacity for work, limited capability for work and confinement) or regulation 2(1) of the Statutory Sick Pay (Medical Evidence) Regulations 1985 <sup>M2</sup> (medical information).

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**Marginal Citations**

**M1** S.I. 1976/615; as amended by S.I. 1987/409, S.I. 1994/2975, S.I. 1999/3109, S.I. 2001/2931, S.I. 2008/1554 and S.I. 2010/137.

**M2** S.I. 1985/1604; as amended by S.I. 1992/247 and S.I. 2010/137.

**Status:**

Point in time view as at 27/05/2024.

**Changes to legislation:**

The National Health Service (General Medical Services Contracts) Regulations 2015, Section 22 is up to date with all changes known to be in force on or before 30 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.