

SCHEDULE 1

Amendments to the GMS Contracts Regulations

Amendment of paragraph 38 to Part 4 of Schedule 3

11. In paragraph 38 of Part 4 of Schedule 3 (application of this Part), substitute—

“**38.**—(1) This Part applies in respect of the assignment by the Board of—

- (a) a person as a new patient to a contractor’s list of patients where that person—
 - (i) has been refused inclusion in a contractor’s list of patients or has not been accepted as a temporary resident by a contractor, and
 - (ii) would like to be included in the list of patients of a contractor in whose CCG area that person resides; or
- (b) any person who is part of a list dispersal resulting from the closure of a practice where that person—
 - (i) has not registered with another contractor, and
 - (ii) would like to be included in the list of patients of a contractor in whose CCG area that person resides; or
- (c) any person who is part of a list dispersal resulting from the closure of a practice where that person has not registered with another contractor and the Board has been unable to contact that person.

(2) In this paragraph, “list dispersal” means the allocation of patients from a contractor’s list of patients by the Board following termination of the contract or during the period set out in the notice of termination or agreement to terminate.”.