
WELSH STATUTORY INSTRUMENTS

2006 No. 358

**The National Health Service (Primary Medical Services)
(Miscellaneous Amendments) (Wales) Regulations 2006**

PART 2

AMENDMENT OF THE GMS CONTRACTS (WALES) REGULATIONS

Amendment of regulation 2 of the GMS Contracts (Wales) Regulations

2.—(1) Regulation 2(1) (interpretation) of the GMS Contracts (Wales) Regulations is amended as provided in the following paragraphs.

(2) In the definition of “adjudicator” for “paragraph 101(5)” substitute “paragraph 99(5)”.

(3) In the definition of “bank holiday”, after “proclaimed as a bank holiday” insert “in England and Wales”.

(4) In the definition of “general medical practitioner”—

(a) after “means” insert “, unless the context otherwise requires”;

(b) in paragraph (a), omit “otherwise than by virtue of paragraph 1(d) of Schedule 6 to that Order”;

(c) in paragraph (b)(i), after “Health and Personal Social Services (Northern Ireland) Order 1978”, insert “or a person who has an acquired right to practise as a general medical practitioner pursuant to regulation 5(1)(d) of the Vocational Training for General Medical Practice (European Requirements) Regulations 1994(1)”; and

(d) in paragraph (b)(ii), omit “other than by virtue of having an acquired right under paragraph (1)(d) of Schedule 6 to the 2003 Order”.

(5) For the definition of “GP Registrar”, substitute—

““GP Registrar” means a medical practitioner who is being trained in general practice by—

(a) until the coming into force for all purposes of article 4(5)(d) of the 2003 Order, a general medical practitioner who—

(i) has been approved for that purpose by the Joint Committee on Postgraduate Training for General Practice under regulation 7 of the National Health Service (Vocational Training for General Medical Practice) Regulations 1997(2), and

(ii) performs primary medical services; and

(b) from the coming into force for all purposes of that article, a general medical practitioner who is approved under that article for the purpose of providing training under article 5(1)(c)(i) of the 2003 Order, whether as part of training leading to the award of a CCT or otherwise.”.

(1) [S.I. 1994/3130](#); regulation 5 was amended by [S.I. 1997/2817](#) and modified by article 117 of [S.I. 2004/865](#). The whole Regulations are prospectively revoked by [S.I. 2003/1250](#), article 31(5) and Schedule 10, Part 2.

(2) [S.I. 1997/2817](#) as amended by [S.I. 1998/669](#) and modified by article 118 of [S.I. 2004/865](#).

- (6) Omit the definition of “GP Trainer”.
- (7) In the definition of “immediate family member”, after “spouse” insert “or civil partner”.
- (8) Omit the definition of “NCAA”.
- (9) After the definition of “normal hours” insert—
““NPSA” means the National Patient Safety Agency established as a Special Health Authority by the National Patient Safety Agency (Establishment and Constitution) Order 2001(3)
- (10) In the definition of “out of hours services”, in paragraph (a), after “if provided” insert “by a contractor to its registered patients”.
- (11) In the definition of “supplementary prescriber”—
 - (a) In paragraph (b)(ii), omit “or”;
 - (b) In paragraph (b)(iii), omit “and”; and
 - (c) After paragraph (b)(iii), insert-
 - “(iv) the part of the register maintained by the Health Professions Council in pursuance of article 5 of the Health Professions Order 2001(4) relating to-
 - (aa) chiropodists and podiatrists;
 - (bb) physiotherapists; or
 - (cc) radiographers:diagnostic or therapeutic, or
 - (v) the register of optometrists maintained by the General Optical Council in pursuance of section 7 of the Opticians Act 1989(5), and”;
 - (d) In paragraph (c), after “an annotation” insert “or entry”.

(3) [S.I. 2001/1743](#) as amended by [S.I.2003/1077](#) and [S.I.2005/504](#).
(4) [S.I. 2002/254](#) as amended by [S.I.2004/2033](#).
(5) 1989 c. 44.