

## SCHEDULE 3

### OTHER CONTRACTUAL TERMS

## PART 9

### VARIATION AND TERMINATION OF AGREEMENTS

#### Termination on the death of an individual

**63.**—(1) Where the agreement is with a single individual and that individual dies, the agreement will terminate at the end of the period of [<sup>F1</sup>28 days] after the date of his or her death unless, before the end of that period—

- (a) subject to sub-paragraph (2), the Relevant Body has agreed in writing with that individual's personal representatives that the agreement should continue for a further period, [<sup>F2</sup>not exceeding six months] after the end of the period of seven days; and
- (b) that individual's personal representatives have confirmed in writing to the Relevant Body that they are employing or engaging one or more dental practitioners to assist in the provision of dental services under the agreement throughout the period for which it continues.

(2) Where the Relevant Body is of the opinion that another individual may wish to enter into an agreement in respect the mandatory services which were provided by the deceased, [<sup>F3</sup>the six months period referred to in sub-paragraph (1)(a)] may be extended by a period not exceeding six months as may be agreed.

(3) Sub-paragraph (1) does not affect any other rights to terminate the agreement which the Relevant Body may have under paragraphs 67 to 71.

#### Textual Amendments

- F1** Words in Sch. 3 para. 63(1) substituted (1.3.2016) by The National Health Service (Primary Medical Services and Primary Dental Services) (Wales) (Amendment and Transitional Provision) Regulations 2016 (S.I. 2016/90), regs. 1(1), **17(2)(a)**
- F2** Words in Sch. 3 para. 63(1)(a) substituted (1.3.2016) by The National Health Service (Primary Medical Services and Primary Dental Services) (Wales) (Amendment and Transitional Provision) Regulations 2016 (S.I. 2016/90), regs. 1(1), **17(2)(b)**
- F3** Words in Sch. 3 para. 63(2) substituted (1.3.2016) by The National Health Service (Primary Medical Services and Primary Dental Services) (Wales) (Amendment and Transitional Provision) Regulations 2016 (S.I. 2016/90), regs. 1(1), **17(3)**

#### Commencement Information

- I1** Sch. 3 para. 63 in force at 1.3.2006, see **reg. 1(1)**

**Changes to legislation:**

There are currently no known outstanding effects for the The National Health Service (Personal Dental Services Agreements) (Wales) Regulations 2006, Paragraph 63.