

WELSH STATUTORY INSTRUMENTS

2007 No. 121

National Health Service (Free Prescriptions and Charges for Drugs and Appliances) (Wales) Regulations 2007

Certificates of exemption — application and issue

9.—(1) Notwithstanding the provisions of regulations 3(1) and (4), 4(1), 5, 6 and 7(1), a person who wishes to claim exemption on the ground that

- (a) she is an expectant mother or has within the last twelve months given birth to a live child or a child registrable as still-born under the Births and Deaths Registration Act 1953;
- (b) he or she is suffering from one or more of the conditions set out in paragraph (i) to (iv) of regulation 8(1)(d);
- (c) he or she requires the supply of drugs and/or appliances for the treatment of accepted disablement^[F1];
- (d) he or she is a person undergoing treatment as specified in regulation 8(1)(ea)]

may apply for a certificate conferring exemption (to be known as an “exemption certificate”) to the Local Health Board in the case of an exemption ^[F2], substitute “under sub-paragraph (a), (b) or (d)] on a form supplied for that purpose and in the case of an exemption under sub-paragraph (c) to an office of the Department of Social Security on a form supplied for that purpose by the National Assembly.

(2) A Local Health Board, on being satisfied that an applicant is entitled to exemption under paragraph (1)(a), must issue an exemption certificate which will be valid—

- (a) in the case of an expectant mother until the end of her pregnancy and, where she gives birth to a live child or a child registrable as still-born under the Births and Deaths Registration Act 1953, until the end of the period of twelve months beginning with the expected date of confinement;
- (b) in the case of a mother who has given birth to a child, until the end of the period of twelve months beginning with the date of birth of that child.

(3) A Local Health Board, on being satisfied that an applicant is entitled to exemption ^[F3]under paragraph (1)(b) or (1)(d)] must issue to the applicant an exemption certificate which will be valid for such period as it may determine.

(4) The National Assembly, on being satisfied that an applicant is entitled to exemption under paragraph (1)(c), will issue to the applicant an exemption certificate which will be valid for such period as it may determine.

Textual Amendments

- F1** Reg. 9(1)(d) and semi colon inserted (20.10.2009) by [The National Health Service \(Free Prescriptions and Charges for Drugs and Appliances\) \(Wales\) \(Amendment\) Regulations 2009 \(S.I. 2009/2607\)](#), regs. 1(1), **6(2)(a)**
- F2** Words in reg. 9(1) substituted (20.10.2009) by [The National Health Service \(Free Prescriptions and Charges for Drugs and Appliances\) \(Wales\) \(Amendment\) Regulations 2009 \(S.I. 2009/2607\)](#), regs. 1(1), **6(2)(b)**

Changes to legislation: There are currently no known outstanding effects for the National Health Service (Free Prescriptions and Charges for Drugs and Appliances) (Wales) Regulations 2007, Section 9. (See end of Document for details)

F3 Words in [reg. 9\(3\)](#) substituted (20.10.2009) by [The National Health Service \(Free Prescriptions and Charges for Drugs and Appliances\) \(Wales\) \(Amendment\) Regulations 2009 \(S.I. 2009/2607\)](#), [regs. 1\(1\)](#), [6\(3\)](#)

Commencement Information

I1 [Reg. 9](#) in force at 1.4.2007, see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the National Health Service (Free Prescriptions and Charges for Drugs and Appliances) (Wales) Regulations 2007, Section 9.