

---

WELSH STATUTORY INSTRUMENTS

---

**2020 No. 1073**

**The National Health Service (Pharmaceutical Services) (Wales) Regulations 2020**

**PART 8**

**Conditional inclusion in pharmaceutical lists: certain specific conditions that do not relate to fitness or performance**

**Conditions relating to providing directed services**

**47.—(1)** Where in the course of making an application under these Regulations or the 2013 Regulations, an NHS pharmacist or an NHS appliance contractor undertook—

- (a) to provide the directed services mentioned in the application, if a Local Health Board commissioned the services within 3 years of the date of either the grant of the application or, if later, the listing in relation to the applicant of the premises to which the application relates,
- (b) if the directed services were commissioned, to provide the services in accordance with an agreed service specification, and
- (c) not to withhold agreement to a service specification unreasonably,

the inclusion in the pharmaceutical list of the person listed in relation to the premises that were listed as a consequence of that application is subject to the condition set out in paragraph (2).

(2) The condition is that the person listed in relation to the premises must—

- (a) provide the directed services mentioned in the application (whether or not the person listed was the applicant), and
- (b) not withhold agreement to a service specification for those directed services unreasonably,

if the Local Health Board commissions the services from the person listed in relation to the premises within 3 years of the date of either the grant of the application or, if later, the listing in relation to the applicant of the premises to which the application relates, unless thereafter the Local Health Board ceases to commission the services (if it has commissioned them).

(3) Where a Local Health Board specifies that a requirement to provide directed services arising out of a condition imposed by virtue of this regulation is to take effect by a specified date, the requirement takes effect—

- (a) on that date, or
- (b) on the date on which provision of the directed service is commenced.

(4) The Local Health Board may not vary or remove the condition imposed by virtue of paragraph (2).

---

**Status:** Point in time view as at 06/01/2023.

**Changes to legislation:** There are currently no known outstanding effects for the The National Health Service (Pharmaceutical Services) (Wales) Regulations 2020, Section 47. (See end of Document for details)

---

---

**Commencement Information**

**II** [Reg. 47](#) in force at 1.10.2021, see [reg. 1\(3\)](#)

**Status:**

Point in time view as at 06/01/2023.

**Changes to legislation:**

There are currently no known outstanding effects for the The National Health Service (Pharmaceutical Services) (Wales) Regulations 2020, Section 47.