

Status: This version of this provision is prospective.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The National Health Service (General Medical Services Contracts) (Wales) Regulations 2023. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

PROSPECTIVE

SCHEDULE 3

Other contractual terms

PART 6

Persons who perform services

Notice requirements in respect of relevant prescribers

72.—(1) For the purposes of this paragraph, “a relevant prescriber” is—

- (a) an independent nurse prescriber,
- (b) a nurse independent prescriber,
- (c) a paramedic independent prescriber,
- (d) a pharmacist independent prescriber,
- (e) a physiotherapist independent prescriber,
- (f) a podiatrist or chiropodist independent prescriber,
- (g) a supplementary prescriber, or
- (h) a therapeutic radiographer independent prescriber.

(2) The contractor must give notice to the Local Health Board where—

- (a) a relevant prescriber is employed or engaged by a contractor to perform functions which include prescribing,
- (b) a relevant prescriber whose functions include prescribing is a party to the contract, or
- (c) the functions of a relevant prescriber whom the contractor already employs or has already engaged are extended to include prescribing.

(3) The notice under sub-paragraph (2) must be given in writing to the Local Health Board before the expiry of the period of 7 days beginning with the date on which—

- (a) the relevant prescriber was employed or engaged by the contractor or, as the case may be, became a party to the contract (unless, immediately before becoming such a party, paragraph (2)(a) applied to that relevant prescriber), or
- (b) the functions of the relevant prescriber were extended to include prescribing.

(4) The contractor must give notice to the Local Health Board where—

- (a) the contractor ceases to employ or engage a relevant prescriber in the contractor’s practice whose functions include prescribing in the contractor’s practice,
- (b) a relevant prescriber ceases to be a party to the contract,
- (c) the functions of a relevant prescriber employed or engaged by the contractor in the contractor’s practice are changed so that they no longer include prescribing in the contractor’s practice, or
- (d) the contractor becomes aware that a relevant prescriber whom it employs or engages has been removed or suspended from the relevant register.

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(5) The notice under sub-paragraph (4) must be given in writing to the Local Health Board before the end of the second working day after the day on which an event described in sub-paragraphs (4)(a) to (d) occurred in relation to the relevant prescriber.

(6) The contractor must provide the following information when it gives notice to the Local Health Board in accordance with sub-paragraph (2)—

- (a) the person's full name,
- (b) the person's professional qualifications,
- (c) the person's identifying number which appears in the relevant register,
- (d) the date on which the person's entry in the relevant register was annotated to the effect that the person was qualified to order drugs, medicines and appliances for patients,
- (e) the date on which—
 - (i) the person was employed or engaged (if applicable),
 - (ii) the person became a party to the contract (if applicable), or
 - (iii) the functions of the person were extended to include prescribing in the contractor's practice.

(7) The contractor must provide the following information when it gives notice to the Local Health Board in accordance with sub-paragraph (4)—

- (a) the person's full name,
- (b) the person's professional qualifications,
- (c) the person's identifying number which appears in the relevant register,
- (d) the date on which—
 - (i) the person ceased to be employed or engaged in the contractor's practice,
 - (ii) the person ceased to be a party to the contract,
 - (iii) the functions of the person were changed so as to no longer include prescribing in the contractor's practice, or
 - (iv) the person was removed or suspended from the relevant register.

Commencement Information

II Sch. 3 para. 72 in force at 1.10.2023, see [reg. 1\(2\)](#)

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Changes and effects yet to be applied to :

- Sch. 3 para. 72 coming into force by [S.I. 2023/953 reg. 1\(2\)](#)
- Sch. 3 para. 72(3)(a) word substituted by [S.I. 2023/1421 reg. 18\(t\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 3 para. 16(3) inserted by [S.I. 2023/1421 reg. 18\(b\)](#)
- Sch. 5 para. 2(2)(a)(iv)(aa) omitted by [S.I. 2023/1421 reg. 20\(d\)](#)
- Sch. 5 para. 2(2)(a)(i)(aa) word substituted by [S.I. 2023/1421 reg. 20\(c\)](#)