

Medical (Group Practice Scheme)

1973-14

MEDICAL (GROUP PRACTICE SCHEME) REGULATIONS

This version is out of date

Subsidiary
1973/052

Regulations made under s.10

MEDICAL (GROUP PRACTICE SCHEME) REGULATIONS

(LN. 1973/052)

2.7.1973

| Amending enactment | Relevant current provisions | Commencement date |
|--------------------|---------------------------------|-------------------|
| LN. 1974/132 | rr. 4(2), 5, 8(3) and Sch. 1 | 6.1.1975 |
| 1976/068 | r. 10(2) | 3.1.1977 |
| 1976/085 | r. 11(2) | 2.8.1976 |
| 1977/063 | Sch. 3 | 27.4.1977 |
| 1977/100 | – | 2.1.1978 |
| 1978/019 | r. 6A | 1.3.1978 |
| 1978/083 | Sch. 3 | 5.7.1978 |
| 1978/092 | r. 6A | 6.9.1978 |
| 1979/001 | – | 1.1.1979 |
| 1980/117 | – | 1.1.1981 |
| 1981/041 | r. 11(2) | 1.8.1981 |
| 1982/106 | r. 6 | 3.1.1983 |
| 1984/019 | Sch. 1 | 15.3.1984 |
| 1984/036 | r.11(2) | 7.5.1984 |
| 1986/047 | r. 11(2) | 1.7.1986 |
| 1987/062 | r.8(3) and 11(2) | 19.3.1987 |
| 1988/085 | r.2 and Sch. 2 | 1.2.1988 |
| 1988/003 | rr.2, 5(2), 6(3), 6A and Sch. 4 | 31.3.1988 |
| 1989/025 | rr.8A, 11 and Sch. | 6.4.1989 |
| 1990/131 | rr.4(2), 6(4) and 6A(3) | 11.10.1990 |
| 1991/216 | r.2 and Sch. 2 | 21.11.1991 |
| 1998/062 | r. 11 (1)(i)(ii) | 30.7.1998 |
| 1998/082 | Sch. 3 | 1.10.1998 |
| 1999/107 | r. 11(2) | 23.8.1999 |
| 1999/169 | r. 11(1)(iii) | 16.12.1999 |
| 2001/054 | r.9 | 24.5.2001 |
| 2005/134 | r.3A | 1.7.2005 |
| Act. 2007-17 | r. 6A | 14.6.2007 |

ARRANGEMENT OF REGULATIONS.

Regulation.

1. Title.
2. Interpretation.
3. Free treatment under Social Security (Employment Injuries Insurance) Act.
- 3A. Free driving licence health examination for persons who have attained 70 years or over.
4. Entitlement to registration.
5. Registration.
6. Payment on registration.
- 6A. Exemption.
7. Medical cards.
8. Medical treatment.
- 8A. Dental treatment.
9. Payment of contributions.
10. Reference for consultation, etc.
11. Supply of medicines.
12. Hospital treatment.

SCHEDULE 1.

Classes of Persons entitled to be registered.

SCHEDULE 2.

Form of Application.

SCHEDULE 3.

Fees.

SCHEDULE 4.

Form of Medical Card.

Title.

1. These regulations may be cited as the Medical (Group Practice Scheme) Regulations.

Interpretation.

2. In these regulations, unless the context otherwise requires, –

“Authority” means the Gibraltar Health Authority;

“entitled person” means a person entitled to benefits under the Scheme by virtue of the provisions of section 3 of the Act or by virtue of paragraphs (d) or (e) of Rule 2 of the Hospital Rules;

“General Manager” means the General Manager of the Gibraltar Health Authority.

“normal hours” means –

- (i) in Government Surgeries 9 a.m.–1 p.m. and 2.30 p.m. to 5.30 p. m, on Mondays to Fridays; 9 a.m. to 1 p.m. on Saturdays;
- (ii) for house visits 8 a. m.–7 p.m. on Mondays to Fridays; 8 a.m.– 1 p.m., on Saturdays.

Free treatment under Social Security(Employment injuries Insurance) Act.

3. Notwithstanding anything contained in these regulations an entitled person shall not be liable to pay the fees prescribed by these regulations in respect of treatment to which he is entitled free of charge under the provisions of section 30 of the Social Security (Employment Injuries Insurance) Act.

Free driving licence health examination for persons who have attained 70 years or over.

3A. A person who has attained the age of 70 years shall be entitled to receive an examination referred to in regulation 73(1) of the Traffic (Licensing and Registration) Regulations free of any charge.

Entitlement to registration.

4.(1) The classes of persons prescribed in Schedule I shall be entitled to be registered as members of the Scheme

(2) Persons registered under this regulation by virtue of coming within Part I of Schedule 1 may not be required to pay the annual fee prescribed by section 5 of the Act.

Registration.

5.(1) Every person who is insured under the Social Security (Employment Injuries Insurance) Act or the Social Security (Insurance) Act shall apply for registration by completing and returning the form set out in Schedule 2.

(2) Every person who is entitled to be registered under the provisions of regulation 4(1) shall, if he wishes to be so registered, complete and return to the Authority the form set out in Schedule 2:

Provided that in the case of persons entitled to be registered by reason of being entitled to treatment under the District Medical Scheme the Authority may register and issue medical cards to such persons without the form being completed.

Payment on registration.

6.(1) Every person who is registered under the provisions of regulation 4, by reason of being included in Part II of Schedule 1, shall within 14 days after being notified of such registration pay the appropriate sum.

(2) The appropriate sum shall be reduced by one twelfth for each completed month that has expired, since the 1st day of January in each year, before the person is notified that his application for registration has been accepted.

(3) The Authority may, where he is satisfied that payment of the appropriate sum in one amount would cause hardship, allow its payment by quarterly instalments.

(4) For the purposes of this regulation, the appropriate sum means the annual fee for the time being specified in section 5 of the Act that is payable by the person registered.

Exemption.

6A. There shall be exempted from the payment of the annual fee prescribed under section 5 of the Act and from the payment of the registration fee

prescribed under regulation 6, any person registered under the provisions of regulation 4 by reason of being included in Part II of Schedule 1 who satisfies the General Manager, that his annual income is less than such amount as the Government may from time to time determine:

Provided that the Government may in his discretion in special and deserving cases remit or waive any fees payable under this regulation.

Medical Cards.

7. Every registered person shall be issued with a medical card in the appropriate form set out in Schedule 4.

Medical treatment.

8.(1) An entitled person shall receive out-patients treatment in a Government surgery during normal hours and may be visited in his home as often as is, in the opinion of a doctor rendering services under the Scheme, required.

(2) Subject to the provisions of sub-regulation (3) there shall be paid to the doctor in respect of each visit to a Government surgery for treatment and in respect of each visit to an entitled person's home by a doctor, the fees specified in Schedule 3.

(3) No fees shall be payable under this regulation by persons specified in Part I of Schedule 1 or by any person to whom the exemption provided for in regulation 6A applies.

(4) Fees payable under this regulation shall be paid at the time of the visit.

(5) A person seeking treatment whether at home or in a Government surgery shall at the time of the visit to or by a doctor produce a medical card showing him to be entitled to benefit under the Scheme.

Dental treatment.

8A. (1) Full dental treatment shall be provided free of charge to—

- (a) persons entitled to medical attention and treatment under the District Medical Scheme,
- (b) persons exempt from the payment of the annual and registration fees under regulation 6A,

(c) persons confined in a prison,

(2) Emergency dental treatment and oral surgery shall be provided free of charge to any person on whose behalf payments are made for the time being from the Social Assistance Fund as provided in regulation 4(2)(a) of the Social Assistance Fund (Establishment) Notice, 1988.

(3) Emergency dental treatment and oral surgery shall be provided free of charge to persons registered as members (other than persons referred to in subregulation (1) or (2)) on payment of a fee of £4 for each visit.

Payment of contributions.

9.(1) A contribution payable under the Act by and in respect of an employed person shall be made by the employer by such means as the Director may require.

(2) A contribution payable under the Act by a self-employed person or a voluntary contributor under the Social Security (Insurance) Act or the Social Security (Open Long-Term Benefits Scheme) Act 1997 shall be made by such means as the Director may require.

(3) References in this regulation to the “Director” shall be construed as references to the Director appointed under section 2 of the Social Security (Insurance) Act¹.

Reference for consultation, etc.

10. (1) Entitled persons who are referred by a doctor under the Scheme for consultation, pathological or radiological investigation shall not be required to pay the fees prescribed under the Hospitals Rules.

(2) Entitled persons who are referred by a doctor under the Scheme for admission to hospital for general in-patient treatment shall not be required to pay the fees prescribed under the provisions of the Hospitals Rules.

Supply of medicines.

11. (1) Medicines shall be supplied by the Scheme pharmacists to any entitled person on any prescriptions issued to him by a doctor under the Scheme on payment of £2.50 for each item on such prescription;

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Provided that—

- (i) Medicines shall be supplied free of charge to any person entitled to medical attention and treatment under the District Medical Scheme and to any person exempt from the payment of the annual and registration fees under regulation 6A, and
 - (ii) in the case of a person on whose behalf payments are made payments are made for the time being from the Social Assistance Fund as provided in regulation 4(2)(a) of the Social Assistance Fund (Establishment) Notice, 1988, such medicines shall be supplied free of charge.
 - (iii) no entitled person shall pay more than £7.50 in respect of any number of items in a prescription to which this regulation refers.
- (2) *Revoked by LN 1999/107.*

Hospital treatment.

12. Entitled persons shall receive hospital treatment at the rates prescribed in the Hospitals Rules.

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Regulation 4.

SCHEDULE 1.

CLASSES OF PERSONS ENTITLED TO BE REGISTERED.

PART I.

1. Persons entitled to medical attention and treatment under the District Medical Scheme.

PART II.

1. All persons, ordinarily resident in Gibraltar, other than members of the permanent cadre of the Gibraltar Regiment who are neither required to be registered under the provisions of section 4(1) of the Act or specified in Part I of this Schedule.

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SCHEDULE 2.

Regulation 5.

FORM OF APPLICATION.

GIBRALTAR HEALTH AUTHORITY

MEDICAL (GROUP PRACTICE) SCHEME

Application for Registration.

Please fill in the following details:

| | | |
|--------------------------|-------------------------------|-----|
| Surname | | |
| First Name | Initial(s) | |
| Address | | |
| Nationality | | |
| Tel No. | Date of Birth | Sex |
| No of dependants | I.D. No. | |
| Doctor | Blood Group | |
| Are you diabetic? Yes/No | Are you a Blood donor? Yes/No | |

I _____ of _____ hereby declare that the above particulars are true to the best of my knowledge and belief. I acknowledge that it is an offence wilfully to make any false statement or any material misrepresentation in this application, with the intention of obtaining or attempting to obtain any benefit to which I or any of my dependants are not entitled.

being a person who is * insured/not insured under the Social Security (Employment Injuries Insurance) Act and or the Social Security (Insurance) Act apply for registration as a member of the Medical Group Practice Scheme.

DATE

SIGNED

Please complete a form in respect of each of the dependants for whom an application for registration is being made.

For office use only:

Health Centre No. Registration No. Zone

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Category

Renewal

SCHEDULE 3.

Regulation 8(2).

FEES.

The following fees shall be paid by entitled persons other than persons exempted from the payment of fees under the provisions of regulation 8(3).

For each house visit by a doctor –

1. in respect of a person in receipt of a retirement pension under the Social Security (None-Contributory Benefits) Act, the Social Security (Open Long Term Benefits Scheme) Act 1996, or the Social Security (Closed Long Term Benefits and Scheme) Act 1997. £5.
2. in respect of any person to which paragraph 1 above does not apply £10

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SCHEDULE 4.

FORM OF MEDICAL CARD.

Regulation 7.

| GIBRALTAR HEALTH AUTHORITY MEDICAL GROUP PRACTICE SCHEME. | | |
|---|---------|-------|
| Surname | | |
| Name | | |
| InsuranceNo. | | |
| Address | | |
| Date of Birth | | |
| Particulars of children and dependants of insured person within the same household. | | |
| Name | Surname | Age |
| | | |
| | | |
| | | |
| | | |
| | | |
| Note : Please notify any change of address or family composition. | | |

| DISTRICT MEDICAL SERVICE. | |
|---|---|
| Surname | I/C No. |
| Other names | |
| Address | |
| It is certified that the above-mentioned patient and his/her family mentioned overleaf is/are eligible for free medical attention under the District Medical Service. | |
| Date..... | |
| | for Director of Labour and Social Security. |

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Determination made under reg. 6A.

DETERMINATION.

1 January 1980

Pursuant to regulation 6A of the Medical (Group Practice Scheme) Regulations, the Government has determined that with effect from the 1st day of January, 1980, the amount of a person's annual income for the purposes of exemption under that regulation shall be—

- (a) in the case of a married person, the aggregate of the annual amount payable by way of old age pension under the Social Security (Insurance) Act at the full rate for a married couple; and
- (b) in the case of a single person, the annual amount payable by way of old age pension under that Act at the full rate for a single person.

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*** REFERENCE TABLE**

| Legal Notice No. | Revoking Legal Notice | Date of revocation |
|-------------------------|------------------------------|---------------------------|
| 1988/127 | 1988/155 | 2.1.1989 |
| 1988/155 | 1989/112 | 1.1.1990 |
| 1990/112 | 1993/187 | 4.1.1993 |
| 1993/187 | 1994/135 | 2.1.1995 |
| 1994/135 | 1997/168 | 5.1.1998 |

** Table listing all repealed or revoked provisions has not been published as a Supplement, or part of a Supplement, to the Gibraltar Gazette and is inserted by way of Consolidation for reference purposes only.*