

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4800 GIBRALTAR Thursday 24th December 2020

LEGAL NOTICE NO. 555 OF 2020.

MEDICAL AND HEALTH ACT, 1997

HOSPITAL (AMENDMENT) RULES 2020

In exercise of the powers conferred on him by section 59 of the Medical and Health Act, 1997, the Minister has made these Rules—

Title.

1. These Rules may be cited as the Hospital (Amendment) Rules 2020.

Commencement.

2. These Rules come into operation on 1 January 2021.

Amendment of the Hospital Rules 2006.

- 3.(1) The Hospital Rules 2006 are amended in accordance with this rule.

(2) In rule 2—

- (a) after the definition of “Authority” insert—

“ “EEA EFTA separation agreement” has the same meaning as in section 3(1) of the European Union (Withdrawal Agreement) Act 2020;”;

- (b) in the definition of “entitled person”, for paragraph (c) substitute—

“(c) a national of an EEA State or Switzerland exercising rights in accordance with—

- (i) Title III of Part 2 of the withdrawal agreement;
- (ii) Title III of Part 2 of the EEA EFTA separation agreement; or
- (iii) the social security provisions of the Swiss citizens’ rights agreement;
- (d) a person exercising rights in accordance with a listed healthcare arrangement pursuant to regulation 9 of the Healthcare (European Economic Area and Switzerland Arrangements) (EU Exit) Regulations 2020;”;

- (c) in the definition of “patient” for “.” substitute “;”;
- (d) after the definition of “patient” insert–

“ “Swiss citizens’ rights agreement” has the same meaning as in section 3(1) of the European Union (Withdrawal Agreement) Act 2020;

“withdrawal agreement” has the same meaning as in section 3(1) of the European Union (Withdrawal Agreement) Act 2020.”.

Dated: 24th December, 2020.

S SACRAMENTO,
Minister with responsibility for Health.

EXPLANATORY MEMORANDUM

These Rules amend the definition of “entitled person” in the Hospital Rules 2006 so that they include persons exercising relevant rights under the withdrawal agreement, the EEA EFTA separation agreement, the Swiss citizens’ rights agreement or any listed healthcare agreement.