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## STATUTORY INSTRUMENTS

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# 1972 No. 1265

## Health and Personal Social Services (Northern Ireland) Order 1972

### PART VI

#### GENERAL HEALTH SERVICES

##### Local representative committees

#### **Functions of<sup>[F1]</sup> Local Dental Committees, Local Optical Committees and Local Pharmaceutical Committees]**

55A.—(1) Regulations may require <sup>[F2]</sup>the Department] —

- (a) in the exercise of its functions under this Part to consult committees recognised by it under Article 55;
- (b) in the exercise of any of its functions which relate to arrangements under Article 15B to consult committees recognised by it under<sup>[F1]</sup> Article 55(2)(c)],

on such occasions and to such extent as may be prescribed.

(2) The power conferred by paragraph (1) is without prejudice to <sup>[F3]</sup>any other duty on the Department] to consult any committee recognised under Article 55.

(3) Committees recognised under Article 55 shall exercise such other functions as may be prescribed.

(4) A committee recognised for an area under<sup>[F1]</sup> paragraph (2)(b) or (c)] of Article 55 shall, in respect of each year, determine the amount of its administrative expenses for that year attributable—*Sub-paras. (a) and (b) rep. by 2004 NI 2*

- (c) in the case of a committee recognised under paragraph (2)(b) or (c)(ii) of that Article, to the deputy dental practitioners for the area;
- (d) in the case of a committee recognised under paragraph (2)(c) of that Article, to the Article 15B dental practitioners for the area.

(5) <sup>[F4]</sup>The Department] may, on the request of any committee recognised under Article 55 for <sup>[F5]</sup>an area], allot to that committee such sums for defraying the committee's administrative expenses as may be determined by <sup>[F6]</sup>the Department] .

(6) Any sums so allotted shall be out of the moneys available to <sup>[F7]</sup>the Department] for the remuneration of persons of whom the committee so recognised is representative and who provide<sup>F1</sup>. . . , general dental services, general ophthalmic services or pharmaceutical services, as the case may be, under this Part.

(7) The amount of any such sums shall be deducted from the remuneration of those persons in such manner as may be determined by <sup>[F8]</sup>the Department] .

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**Changes to legislation:** *Health and Personal Social Services (Northern Ireland) Order 1972, Section 55A is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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(8) Where a committee has made a determination under paragraph (4), it shall apportion the amount so determined among the<sup>F1</sup> . . . , deputy dental practitioners or Article 15B dental practitioners, as the case may be, for the area and each such practitioner shall pay in accordance with the committee's directions the amount so apportioned to him.

(9) References in this Article to administrative expenses of a committee include references to travelling and subsistence allowances payable to its members; but the reference in paragraph (5) to a committee's administrative expenses does not include so much of the committee's administrative expenses as are determined under paragraph (4) to be attributable to any practitioners mentioned in that paragraph.

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| <b>F1</b> | 2004 NI 2  |
| <b>F2</b> | Words in art. 55A(1) substituted (1.4.2022) by <a href="#">Health and Social Care Act (Northern Ireland) 2022 (c. 3)</a> , s. 8(1)(b), <b>Sch. 1 para. 20(2)</b> ; S.R. 2022/102, art. 2(b)            |
| <b>F3</b> | Words in art. 55A(2) substituted (1.4.2022) by <a href="#">Health and Social Care Act (Northern Ireland) 2022 (c. 3)</a> , s. 8(1)(b), <b>Sch. 1 para. 20(3)</b> ; S.R. 2022/102, art. 2(b)            |
| <b>F4</b> | Words in art. 55A(5) substituted (1.4.2022) by <a href="#">Health and Social Care Act (Northern Ireland) 2022 (c. 3)</a> , s. 8(1)(b), <b>Sch. 1 para. 20(4)(a)</b> ; S.R. 2022/102, art. 2(b)         |
| <b>F5</b> | Words in art. 55A(5) substituted (1.4.2009) by <a href="#">Health and Social Care (Reform) Act (Northern Ireland) 2009 (c. 1)</a> , s. 34(3), <b>Sch. 6 para. 3(28)</b> ; S.R. 2009/114, <b>art. 2</b> |
| <b>F6</b> | Words in art. 55A(5) substituted (1.4.2022) by <a href="#">Health and Social Care Act (Northern Ireland) 2022 (c. 3)</a> , s. 8(1)(b), <b>Sch. 1 para. 20(4)(b)</b> ; S.R. 2022/102, art. 2(b)         |
| <b>F7</b> | Words in art. 55A(6) substituted (1.4.2022) by <a href="#">Health and Social Care Act (Northern Ireland) 2022 (c. 3)</a> , s. 8(1)(b), <b>Sch. 1 para. 20(5)</b> ; S.R. 2022/102, art. 2(b)            |
| <b>F8</b> | Words in art. 55A(7) substituted (1.4.2022) by <a href="#">Health and Social Care Act (Northern Ireland) 2022 (c. 3)</a> , s. 8(1)(b), <b>Sch. 1 para. 20(5)</b> ; S.R. 2022/102, art. 2(b)            |

**Changes to legislation:**

Health and Personal Social Services (Northern Ireland) Order 1972, Section 55A is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to :**

- Instrument amended by [1995 c. 51 s.4Sch. para.30](#)

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

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

- art. 56(4C)(4D) substituted by [S.I. 2002/3135 Sch. 1 para. 16](#) (This amendment has not been applied as it has been superceded by the substitution of art. 56 by 2004/311 NI 2 art. 3)
- art. 61-61E and art. 61F and cross-heading substituted for art. 61 by [2008 c. 2 \(N.I.\) s. 2\(2\)](#) (This amending provision is itself amended (13.6.2016) before it comes into force by 2016 c. 26 (N.I.), ss. 9, 20(2))
- art. 98(3) added by [2008 c. 2 \(N.I.\) s. 4\(1\)](#)
- art. 107(1A) inserted by [2008 c. 2 \(N.I.\) s. 4\(4\)\(b\)](#)