



National Health Service (Wales) Act 2006

2006 CHAPTER 42

PART 4

MEDICAL SERVICES

General medical services contracts

46 GMS contracts: prescription of drugs, etc

- (1) A general medical services contract must contain provision requiring the contractor or contractors to comply with any directions given by the Welsh Ministers for the purposes of this section as to the drugs, medicines or other substances which may or may not be ordered for patients in the provision of medical services under the contract.
- (2) A direction under this section must, subject to subsection (3), be given by regulations.
- (3) A direction under this section may be given by an instrument in writing where it gives effect to a request made in writing to the Welsh Ministers by a person who is a holder of a ^[F1]UK marketing authorisation in respect of the drug, medicine or other substance to which the request relates.

^[F2](4) “UK marketing authorisation” has the meaning given by regulation 8(1) of the Human Medicines Regulations 2012 (S.I. 2012/1916).]

Textual Amendments

- F1** Word in s. 46(3) substituted (31.12.2020) by The National Health Service (Cross-Border Healthcare and Miscellaneous Amendments etc.) (EU Exit) Regulations 2019 (S.I. 2019/777), regs. 1(1), **4(2)(a)** (with reg. 15, Sch. 1) (as amended by S.I. 2020/1348, regs. 10-12); 2020 c. 1, Sch. 5 para. 1(1)
- F2** S. 46(4) substituted (31.12.2020) by The National Health Service (Cross-Border Healthcare and Miscellaneous Amendments etc.) (EU Exit) Regulations 2019 (S.I. 2019/777), regs. 1(1), **4(2)(b)** (with reg. 15, Sch. 1) (as amended by S.I. 2020/1348, regs. 10-12); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

National Health Service (Wales) Act 2006, Section 46 is up to date with all changes known to be in force on or before 17 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.

[View outstanding changes](#)

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

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

- s. 201A-201C inserted by [2017 c. 23 s. 9](#)
- s. 201C(2) words substituted by [2018 c. 12 Sch. 19 para. 118\(2\)](#)
- s. 201C(4) inserted by [2018 c. 12 Sch. 19 para. 118\(3\)](#)
- Sch. 7 para. 1(2A) inserted by [2009 c. 21 s. 32\(3\)](#)