

BILLET D'ÉTAT No. XV, 2010

30th June 2010

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PROJET DE LOI

ENTITLED

The Health Service (Benefit) (Guernsey) (Amendment) Law, 2010

THE STATES, in pursuance of their Resolution of the 1st October, 2009^a, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey, Herm and Jethou.

Amendment of Law of 1990.

1. The Health Service (Benefit) (Guernsey) Law, 1990^b is amended in accordance with the following subsections.

2. For section 1(3)(a) of the Law of 1990, substitute -

"(a) all sums payable in respect of -

(i) benefit under the provisions of this Law,
and

(ii) such research and development activities
(including pilot programmes), as the

^a Article XIII of Billet d'État No. XXIV of 2009.

^b Ordres en Conseil Vol. XXXII, p. 192; Order in Council No. IX of 2003 - there are other amendments not relevant to this Law.

Authority may determine, for the purpose of establishing the need for, and most effective method of providing, any other benefit which may be specified under this Law,".

3. In section 20(1) of the Law of 1990 for the words "The Government Actuary of Great Britain or (if he is unwilling to act) actuaries nominated by him or (if he is unwilling to nominate) actuaries appointed by the States", substitute "An actuary appointed by the Authority".

Interpretation.

4. (1) In this Law, "**the Law of 1990**" means the Health Service (Benefit) (Guernsey) Law, 1990.

(2) Any reference in this Law to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

Citation.

5. This Law may be cited as the Health Service (Benefit) (Guernsey) (Amendment) Law, 2010.

Commencement.

6. This Law shall come into force on the date of its registration on the records of the Island of Guernsey.

The Prescription Only Medicines (Human) (Bailiwick of Guernsey) (Amendment) Ordinance, 2010

THE STATES, in pursuance of their Resolution of the 29th September, 2004^a, and in exercise of the powers conferred on them by sections 35 and 132 of the Medicines (Human and Veterinary) (Bailiwick of Guernsey) Law, 2008^b and all other powers enabling them in that behalf, hereby order:-

Amendment of section 20 of the 2009 Ordinance.

1. Section 20(1) of the Prescription Only Medicines (Human) (Bailiwick of Guernsey) Ordinance, 2009^c is amended by inserting, between the definition of "**controlled drug**" and the definition of "**electronic communication**", the following definitions –

""**dentist**" -

- (a) has the meaning given by section 136(1) of the Law, and
- (b) includes any person registered on the dentists register (whether on the principal list, or as a temporary registrant or visiting dentist) by the General Dental Council under the Dentists Act, 1984^d, subject to any restrictions relating to that registration,

^a Article XIV of Billet d'État No. XIV of 2004.

^b Order in Council No. V of 2009, as amended by Ordinance No. XXIV of 2009.

^c Ordinance No. XXV of 2009.

^d An Act of Parliament, Chapter 24 of 1984.

"doctor" -

- (a) has the meaning given by section 136(1) of the Law, and
- (b) includes any person who -
 - (i) is registered as a medical practitioner (whether fully or provisionally) by the General Medical Council under the Medical Act, 1983^e, and
 - (ii) holds a licence to practise granted under that Act."

Interpretation.

2. (1) A reference in this Ordinance to an enactment, or any provision or part of it, is a reference to it as amended, or re-enacted or re-made (with or without modification), or extended or applied by or under any enactment.

(2) The Interpretation (Guernsey) Law, 1948^f applies to the interpretation of this Ordinance throughout the Bailiwick.

Extent.

3. This Ordinance has effect throughout the Bailiwick of Guernsey.

Citation.

4. This Ordinance may be cited as the Prescription Only Medicines

^e An Act of Parliament, Chapter 54 of 1983.

^f Ordres en Conseil Vol. XIII, p. 355.

(Human) (Bailiwick of Guernsey) (Amendment) Ordinance, 2010.

Commencement.

5. This Ordinance shall come into force on the 30th June, 2010.