
DIRECTIONS

NATIONAL HEALTH SERVICE

The Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2019

The Secretary of State for Health and Social Care, having consulted in accordance with section 103(4) of the National Health Service Act 2006(a) with the bodies appearing to the Secretary of State to be representative of persons to whose remuneration these Directions relate, gives the following Directions in exercise of the powers conferred by sections 103(1) and (3), 109(4) and (5), and 273(1) of that Act(b).

PART 1

General

Citation and commencement

1.—(1) These Directions may be cited as the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2019.

(2) These Directions come into force on the day after the day on which they are signed except for directions 3 to 19 which have effect from 1st April 2019.

Interpretation

2. In these Directions—

“the GDS SFE” means the General Dental Services Statement of Financial Entitlements 2013(c);

“the PDS SFE” means the Personal Dental Services Statement of Financial Entitlements 2013(d); and

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- (a) 2006 c.41. The Secretary of State must consult in accordance with section 103(4) of the National Health Service Act 2006 on directions as to payments to be made under general dental services contracts, and section 103(4) applies where such contracts have been varied to make a Prototype Agreement. Section 103 was amended by section 55(1) of, and paragraph 45 of Schedule 4 to, the Health and Social Care Act 2012 (c.7) (“the 2012 Act”).
- (b) Section 109 was amended by section 55(1) of, and paragraph 50 of Schedule 4 to, the 2012 Act. Section 273 was amended by sections 21(6), 47(7) and 55(1) of, and paragraph 137 of Schedule 4 to, the 2012 Act. By virtue of section 271(1) of the National Health Service Act 2006, the powers conferred by these sections are exercisable by the Secretary of State only in relation to England.
- (c) The General Dental Services Statement of Financial Entitlements 2013, signed on 28th March 2013, was amended by the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2014, signed on 16th April 2014, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2015, signed on 30th July 2015, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2016, signed on 16th May 2016, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2017, signed on 9th February 2017, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2017, signed on 31st July 2017, and the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2018, signed on 15th November 2018. All of the aforementioned documents are published on www.gov.uk. Hard copies of these documents can be obtained by writing to Dental and Eye Care Services, Department of Health and Social Care, 4th Floor, 39 Victoria Street, London SW1H 0EU.
- (d) The Personal Dental Services Statement of Financial Entitlements 2013, signed on 28th March 2013, was amended by the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2014, signed on 16th April 2014, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2015, signed on 30th July 2015, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2016, signed on 16th May 2016,

“the Prototype SFE” means the Prototype Agreement Scheme Statement of Financial Entitlements(a).

PART 2

Amendments to the GDS SFE

Amendment of Section 2 of the GDS SFE

3. In Section 2 of the GDS SFE (Negotiated Annual Contract Values), for paragraph 2.7 (annual contract value adjustment) substitute—

“2.7. The percentage determined by the Secretary of State for the financial year commencing on 1st April 2019 is 2.42%.”.

Amendment of Section 7 of the GDS SFE

4. In Section 7 of the GDS SFE (payments in respect of foundation training)—

- (a) in paragraph 7.2(c) (eligibility for payments in respect of vocational training), for “£2,666” substitute “£2,733”;
- (b) in paragraph 7.4(c) (applications for payments under this Section), for “£2,666” substitute “£2,733”; and
- (c) in paragraph 7.5 (foundation training payments to be made)—
 - (i) in sub-paragraph (a), for “£809” substitute “£830”; and
 - (ii) in sub-paragraph (b), for “£2,666” substitute “£2,733”.

Amendment of Section 8 of the GDS SFE

5. In Section 8 of the GDS SFE (payments in respect of maternity, paternity and adoption leave)—

- (a) in paragraph 8.14A (calculation of the amount of parental leave payments and the due date), for “the sum of £145.18 is to be deducted” substitute “the sum of £148.68 is to be deducted”; and
- (b) in paragraph 8.14B (calculation of the amount of parental leave payments and the due date), for “A divided by B x £145.18” substitute “A divided by B x £148.68”.

the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2017, signed on 9th February 2017, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2017, signed on 31st July 2017, and the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2018, signed on 15th November 2018. All of the aforementioned documents are published on www.gov.uk. Hard copies of these documents can be obtained by writing to Dental and Eye Care Services, Department of Health and Social Care, 4th Floor, 39 Victoria Street, London SW1H 0EU.

- (a) The Prototype Agreement Scheme Statement of Financial Entitlements, signed on 23rd September 2015, was amended by the Prototype Agreement Scheme Statement of Financial Entitlements (Amendment) Directions 2016, signed on 16th May 2016, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2017, signed on 9th February 2017, the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2017, signed on 31st July 2017, and the Primary Dental Services Statements of Financial Entitlements (Amendment) Directions 2018, signed on 15th November 2018. All of the aforementioned documents are published on www.gov.uk. Hard copies of these documents can be obtained by writing to Dental and Eye Care Services, Department of Health and Social Care, 4th Floor, 39 Victoria Street, London SW1H 0EU.

PART 3

Amendments to the PDS SFE

Amendment of Section 2 of the PDS SFE

6. In Section 2 of the PDS SFE (Negotiated Annual Agreement Values), for paragraph 2.9 (annual uprating of NAAVs) substitute—

“2.9. The percentage determined by the Secretary of State for the financial year commencing on 1st April 2019 is 2.42%.”

Amendment of Section 7 of the PDS SFE

7. In Section 7 of the PDS SFE (payments in respect of foundation training)—

- (a) in paragraph 7.2(c) (eligibility for payments in respect of foundation training), for “£2,666” substitute “£2,733”;
- (b) in paragraph 7.4(c) (applications for payments under this Section), for “£2,666” substitute “£2,733”; and
- (c) in paragraph 7.5 (foundation training payments to be made)—
 - (i) in sub-paragraph (a), for “£809” substitute “£830”; and
 - (ii) in sub-paragraph (b), for “£2,666” substitute “£2,733”.

Amendment of Section 8 of the PDS SFE

8. In Section 8 of the PDS SFE (payments in respect of maternity, paternity and adoption leave)—

- (a) in paragraph 8.14A (calculation of the amount of parental leave payments and the due date), for “the sum of £145.18 is to be deducted” substitute “the sum of £148.68 is to be deducted”; and
- (b) in paragraph 8.14B (calculation of the amount of parental leave payments and the due date), for “A divided by B x £145.18” substitute “A divided by B x £148.68”.

PART 4

Amendments to the Prototype SFE

Amendment of Section 2 of the Prototype SFE

9. In Section 2 of the Prototype SFE (Negotiated Annual Prototype Value), for paragraph 2.5 (nomination of the first Negotiated Annual Prototype Value – Blend A) substitute—

“2.5. The NAAV may have been updated by the percentage amount determined by the Secretary of State at the beginning of the financial year 2019 to 2020. If this has not taken place, the NAAV will need to be adjusted by the percentage increase determined by the Secretary of State for the financial year 2019 to 2020, which is 2.42%.”.

Amendment to Section 4 of the Prototype SFE

10. In Section 4 of the Prototype SFE (annual payment adjustment for capitation, activity and performance), in paragraph 4.5 (setting the baseline for the annual payment adjustment), for “the financial year 2017 to 2018” substitute “the financial year 2018 to 2019”.

Amendment of Section 5 of the Prototype SFE

11. In Section 5 of the Prototype SFE (Negotiated Annual Prototype Value), for paragraph 5.5 (nomination of the first Negotiated Annual Prototype Value – Blend B) substitute—

“**5.5.** The NAAV may have been updated by the percentage amount determined by the Secretary of State at the beginning of the financial year 2019 to 2020. If this has not taken place, the NAAV will need to be adjusted by the percentage increase determined by the Secretary of State for the financial year 2019 to 2020, which is 2.42%.”.

Amendment of Section 7A of the Prototype SFE

12. In Section 7A of the Prototype SFE (Negotiated Annual Prototype Value)(a), for paragraph 7A.5 (nomination of the first Negotiated Annual Prototype Value – CDS Prototype) substitute—

“**7A.5.** The NAAV may have been updated by the percentage amount determined by the Secretary of State at the beginning of the financial year 2019 to 2020. If this has not taken place, the NAAV will need to be adjusted by the percentage increase determined by the Secretary of State for the financial year 2019 to 2020, which is 2.42%.”.

Amendment of Section 12 of the Prototype SFE

13. In Section 12 of the Prototype SFE (payments in respect of foundation training)—

- (a) in paragraph 12.2(c) (eligibility for payments in respect of foundation training), for “£2,666” substitute “£2,733”;
- (b) in paragraph 12.4(c) (applications for payments under this Section), for “£2,666” substitute “£2,733”; and
- (c) in paragraph 12.5 (foundation training payments to be made)—
 - (i) in sub-paragraph (a), for “£809” substitute “£830”; and
 - (ii) in sub-paragraph (b), for “£2,666” substitute “£2,733”.

Amendment of Section 13 of the Prototype SFE

14. In Section 13 of the Prototype SFE (payments in respect of maternity, paternity and adoption leave)—

- (a) in paragraph 13.14A (which relates to the deduction of the statutory maternity allowance from maternity leave payments), for “the sum of £145.18 is to be deducted” substitute “the sum of £148.68 is to be deducted”; and
- (b) in paragraph 13.14B (which relates to the deduction of statutory maternity allowance from maternity leave payments in respect of a performer who is employed or engaged under more than one contractor), for “A divided by B x £145.18” substitute “A divided by B x £148.68”.

Amendment of Section 18 of the Prototype SFE

15. In Section 18 of the Prototype SFE (Negotiated Annual Prototype Value), for paragraph 18.5 (nomination of the first Negotiated Annual Prototype Value – Blend A) substitute—

“**18.5.** The NACV may have been updated by the percentage amount determined by the Secretary of State at the beginning of the financial year 2019 to 2020. If this has not taken place, the NACV will need to be adjusted by the percentage increase determined by the Secretary of State for the financial year 2019 to 2020, which is 2.42%.”.

(a) Section 7A was inserted into the Prototype Agreement Scheme Statement of Financial Entitlements by direction 7 of the Prototype Agreement Scheme Statement of Financial Entitlements (Amendment) Directions 2016, signed on 16th May 2016.

Amendment of Section 21 of the Prototype SFE

16. In Section 21 of the Prototype SFE (Negotiated Annual Prototype Value), for paragraph 21.5 (nomination of the first Negotiated Annual Prototype Value – Blend B) substitute—

“**21.5.** The NACV may have been updated by the percentage amount determined by the Secretary of State at the beginning of the financial year 2019 to 2020. If this has not taken place, the NACV will need to be adjusted by the percentage increase determined by the Secretary of State for the financial year 2019 to 2020, which is 2.42%.”.

Amendment of Section 23A of the Prototype SFE

17. In Section 23A of the Prototype SFE (Negotiated Annual Prototype Value)(a), for paragraph 23A.5 (nomination of the first Negotiated Annual Prototype Value – CDS Prototype) substitute—

“**23A.5.** The NACV may have been updated by the percentage amount determined by the Secretary of State at the beginning of the financial year 2019 to 2020. If this has not taken place, the NACV will need to be adjusted by the percentage increase determined by the Secretary of State for the financial year 2019 to 2020, which is 2.42%.”.

Amendment of Section 28 of the Prototype SFE

18. In Section 28 of the Prototype SFE (payments in respect of foundation training)—

- (a) in paragraph 28.2(c) (eligibility for payments in respect of foundation training), for “£2,666” substitute “£2,733”;
- (b) in paragraph 28.4(c) (applications for payments under this Section), for “£2,666” substitute “£2,733”; and
- (c) in paragraph 28.5 (foundation training payments to be made)—
 - (i) in sub-paragraph (a), for “£809” substitute “£830”; and
 - (ii) in sub-paragraph (b), for “£2,666” substitute “£2,733”.

Amendment of Section 29 of the Prototype SFE

19. In Section 29 of the Prototype SFE (payments in respect of maternity, paternity and adoption leave)—

- (a) in paragraph 29.14A (calculation of the amount of parental leave payments and the due date), for “the sum of £145.18 is to be deducted” substitute “the sum of £148.68 is to be deducted”; and
- (b) in paragraph 29.14B (calculation of the amount of parental leave payments and the due date), for “A divided by B x £145.18” substitute “A divided by B x £148.68”.

Signed by authority of the Secretary of State for Health and Social Care



Ed Scully
Member of the Senior Civil Service
Department of Health and Social Care

Date: 7th October 2019

(a) Section 23A was inserted into the Prototype Agreement Scheme Statement of Financial Entitlements by direction 12 of the Prototype Agreement Scheme Statement of Financial Entitlements (Amendment) Directions 2016, signed on 16th May 2016.