

NATIONAL HEALTH SERVICE ACT 2006

The Optical Vouchers (Cessations of Payments) Functions Directions 2008

The Secretary of State for Health, in exercise of powers conferred by sections 7(1) and 8(1) of the National Health Service Act 2006^(a) gives the following Directions:

Application, citation and commencement

1. These Directions are given to PCTs in England, may be cited as the Optical Vouchers (Cessation of Payments) Functions Directions 2008, and come into force on 1st August 2008.

Interpretation

2. In these Directions-

“PCT” means a Primary Care Trust;

“the Regulations” means regulations 19A and 19B of the National Health Service (Optical Charges and Payments) Regulations 1997^(b),

and terms used in these Directions and in the Regulations have the same meaning in these Directions as they do in the Regulations.

Exercise of Functions

3. The functions of the Secretary of State under the Regulations shall be exercised by the PCT which is the responsible authority in relation to the payment or payments in question.

Notification of Exercise of Functions

4. –(1) Where a PCT has, under direction 3, exercised a function of the Secretary of State mentioned in paragraph (2) the PCT must notify the NHSLA that it has done so.

(2) The functions are--

(a) giving notice under regulation 19A;

(b) withdrawing a notice under that regulation or regulation 19B;

^(a) 2006 c.41.

^(a) S.I. 1997/818; regulations 19A and 19B were inserted by S.I. 2008/1657.

(c) applying to the FHSAA for a stop order under regulation 19A(7) or (9).

Notification of decision of the FHSAA

5. In any case where the FHSAA has imposed or revoked a stop order which follows from a notice issued by a PCT under regulation 19A, that PCT shall notify the NHSLA and all other PCTs of that imposition or revocation.

David Lye

21 July 2008

A Member of the Senior Civil Service

Department of Health