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SUBORDINATE  
LEGISLATION

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**WG21-90**

**THE NATIONAL HEALTH  
SERVICE (WALES) ACT 2006**

**The Primary Medical Services  
(Influenza and Pneumococcal  
Immunisation Scheme) (Directed  
Enhanced Service) (Wales) (No. 2)  
(Amendment) Directions 2021**

*Made* 10 November 2021

*Coming into force* 11 November 2021

The Welsh Ministers, in exercise of the powers conferred by sections 12(3), 45 and 203(9) and (10) of the National Health Service (Wales) Act 2006<sup>(1)</sup> and after consulting in accordance with section 45(4) of that Act with the bodies appearing to them to be representative of persons to whose remuneration these Directions relate, give the following Directions.

**Title, application and commencement**

**1.**—(1) The title of these Directions is the Primary Medical Services (Influenza and Pneumococcal Immunisation Scheme) (Directed Enhanced Service) (Wales) (No. 2) (Amendment) Directions 2021.

(2) These Directions are given to Local Health Boards.

(3) These Directions come into force on 11 November 2021.

**Amendments to the Primary Medical Services  
(Influenza and Pneumococcal Immunisation  
Scheme) (Directed Enhanced Service) (Wales) (No.  
2) Directions 2021**

**2.**—(1) The Primary Medical Services (Influenza and Pneumococcal Immunisation Scheme) (Directed

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(1) 2006 c. 42.

Enhanced Service) (Wales) (No. 2) Directions 2021 are amended as follows.

(2) In Direction 2 (Interpretation) in the appropriate places insert—

““dental contractor” (*“contractwr deintyddol”*) means a GDS contractor or a PDS contractor;

“EHEW provider” (*“darparwr AILIC”*) means a person who is a party to a contract or arrangement with a Local Health Board for the EHEW service and is also—

(a) registered in the register of optometrists maintained under section 7 (register of opticians) of the Opticians Act 1989<sup>(1)</sup>, or

(b) a corporate optician;

“EHEW service” (*“gwasanaeth AILIC”*) means the Eye Health Examination Wales Service which consists of arranging the provision of eye health examinations for service users who require such examination, the provision of advice for such service users and the onward referral to, and signposting of, further services to such service users as provided for by the Eye Health Examination Service Committee (Wales) Directions 2016<sup>(2)</sup>;

“eligible primary care provider” (*“darparwr gofal sylfaenol cymwys”*) means a dental contractor, GMS contractor, NHS optician or NHS pharmacist<sup>(3)</sup>, and their eligible staff members;

“eligible staff member” (*“aelod o staff cymwys”*) means an individual who is employed or engaged directly by a primary care provider as—

(a) a health care professional whose primary role is to directly provide NHS services to the primary care provider’s NHS patients, or

(b) an employee of the primary care provider whose primary role is to directly support the delivery of NHS services to the primary care provider’s NHS patients, and who provides that support in a patient facing role at the location at which those NHS patients receive those NHS services;

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(1) 1989 c. 44.

(2) 2016 No. 10.

(3) CEM/CMO/2021/32

“GDS contractor” (“*contractwr GDC*”) means a person who is a party to a contract with a Local Health Board pursuant to section 57 of the Act;

“GOS contractor” (“*contractwr GOC*”) means a person who is included in a Local Health Board’s ophthalmic list and provides NHS Services under the National Health Service (General Ophthalmic Services) Regulations 1986(1);

“LVSW provider” (“*darparwr GGGC*”) means a person who is a party to a contract or arrangement with a Local Health Board for the LVSW and is also—

(a) registered in the register of optometrists maintained under section 7 (register of opticians) of the Opticians Act 1989, or

(b) a corporate optician;

“LVSW” (“*GGGC*”) means the national Low Vision Service Wales which consists of arranging the provision of low vision assessments and rehabilitation support for clients and securing the provision of low vision aids to clients as provided for by the Low Vision Service Committee (Wales) Directions 2016(2);

“NHS optician” (“*optegydd GIG*”) means a GOS contractor, EHEW provider or LVSW provider;

“NHS patient” (“*claf GIG*”) means an individual to whom an eligible primary care contractor provides NHS services;

“NHS pharmacist” (“*fferyllydd GIG*”) means a person who carries out NHS services and is—

(a) registered in Part 1 of the General Pharmaceutical Council Register(3) or in the register maintained under Articles 6 and 9 of the Pharmacy (Northern Ireland) Order 1976(4), or

(b) lawfully carrying on a retail pharmacy business in accordance with section 69 of the Medicines Act 1968(5),

and whose name is included in a pharmaceutical list under regulation 10

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(1) 1986 No. 975.  
(2) 2016 No. 11.  
(3) Maintained under article 19 (establishment, maintenance of and access to the Register) of the Pharmacy Order 2010 (S.I. 2010/231).  
(4) S.I. 1976/1213 (N.I. 22).  
(5) 1968 c. 67.

(preparation and maintenance of pharmaceutical lists) of the National Health Service (Pharmaceutical Services) (Wales) Regulations 2020(1), for the provision of pharmaceutical services in particular by the provision of drugs;

“NHS services” (“*gwasanaethau GIG*”) means primary medical services, primary dental services, ophthalmic services or pharmaceutical services (as appropriate to the relevant primary care provider) provided pursuant to Parts 4 to 7 (inclusive) of the Act, and the provision of the EHEW service and LVSW by an NHS optician, as part of the National Health Service in Wales;

“PDS contractor” (“*contractwr GDS*”) means a person who is a party to a contract with a Local Health Board pursuant to section 64 of the Act.”.

(3) In Direction 4—

- (a) in paragraph (1)(a) after “GMS contractor” in the second place it occurs insert “and eligible primary care providers”;
- (b) in paragraph (1)(b)(i) after “in relation to” insert “eligible primary care providers,”;
- (c) in paragraph (3) after “Directed Enhanced Service” insert “to eligible primary care providers and”;
- (d) in paragraph (4)(b)(i)—
  - (i) in sub-paragraph (mm) omit “and”, and
  - (ii) after sub-paragraph (mm) insert—

“(nn) an eligible primary care provider, and”.



**Signed by Alex Slade, Deputy Director, Primary Care and Health Science under the authority of the Minister for Health and Social Services, one of the Welsh Ministers**

**Date: 10 November 2021**

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(1) S.I. 2020/1073 (W. 241).