

STATES OF JERSEY



DRAFT HEALTH INSURANCE (AMENDMENT No. 14) (JERSEY) LAW 201- (P.136/2011): AMENDMENT

**Lodged au Greffe on 17th October 2011
by Minister for Social Security**

STATES GREFFE

1 PAGE 21, ARTICLE 2 –

For paragraph (b) substitute the following paragraph –

“(b) for the word ‘therewith,’ there shall be substituted the words ‘therewith; to establish systems of governance of, and minimum standards for, persons providing a service for which the recipient is entitled to a benefit under the Law; to enable the funding, out of the system of insurance, of contracts for the provision of health services, in accordance with standards, or at levels of performance, determined by the contracts;’”.

2 PAGE 21-22, ARTICLE 3 –

In paragraph (1) –

- (a) delete sub-paragraph (c);
 - (b) in sub-paragraph (d), in the definition “performers list” for the word “Order” substitute the word “Regulations”,
- and renumber the sub-paragraphs accordingly.

3 PAGE 23, ARTICLE 4 –

In the inserted Article 9A –

- (a) in paragraph (2) for the words “an approved medical practitioner who is not practising as or within the person’s preferred practice” substitute the words “a general medical practice which is not the person’s main practice”;
- (b) for the words “preferred practice” in each place that they appear substitute the words “main practice”.

4 PAGE 24-25, ARTICLE 6 –

In Article 20B(6)(c) of the inserted Part 3A for the words “an Order” substitute the word “Regulations”.

5 PAGE 27-28, ARTICLE 9 –

(1) In Article 27A of the inserted Part 5A –

- (a) in paragraph (1), for the words “The Minister for Health and Social Services shall by Order” substitute the words “The States shall by Regulations”;
- (b) in paragraphs (2), (3), (4), (7), (8) and (9) for the words “The Order” substitute the words “The Regulations”;

- (c) in paragraphs (2)(g), (2)(h), (3)(e) and (7) for the words “the Order” substitute the words “the Regulations”;
 - (d) in paragraphs (5) and (6) for the words “An Order” substitute the word “Regulations”;
 - (e) in paragraph (8) for the words “prescribed, of any prescribed” substitute the words “specified, of any specified”;
 - (f) after paragraph (11) add the following paragraphs –
 - “(12) Only the Minister for Health and Social Services may lodge draft Regulations under this Article.
 - (13) Before lodging draft Regulations under this Article the Minister for Health and Social Services shall –
 - (a) consult with such body or bodies of persons as appear to the Minister to be representative of general medical practitioners; and
 - (b) consider any representations made in respect of the proposed Regulations.”.
- (2) In Article 27B(1) of the inserted Part 5A delete the words “so as to confer powers by Order,”.

6 PAGE 30, ARTICLE 10 –

In paragraph (b), in the added paragraph (5)(a)(i) and (b)(i) for the words “an Order” substitute the words “Regulations.

MINISTER FOR SOCIAL SECURITY

REPORT

This amendment amends the proposed Health Insurance Law in respect of 3 separate areas. The amendments have been developed in co-operation with the Primary Care Body as well as individual States members and general practitioners. They add clarity to the proposed law as well as extending the role of the States Assembly in the development of a governance structure for local G.P.s.

The first amendment replaces the long title to the law. The new version refers to the introduction of a governance framework, which will set minimum standards that G.P.s must comply with in order to qualify for payments under the Health Insurance Law. It also explains that contracts can now be set up under the proposed law and that these contracts may include performance standards in specific areas. It also allows for the possibility of an extension of the types of health services included within the law.

Amendment 3 makes a minor alteration to Article 9A. This Article allows for a system of patient registration. It provides the power for the Minister to require patients to register with a single G.P. practice, in order to claim medical benefit. If patient registration is introduced in the future, the article specifically safeguards the rights of a patient to continue to visit a G.P. from a separate practice and still claim medical benefit. The amendment replaces the phrase “preferred practice” with the phrase “main practice”.

The other amendments (2, 4, 5 and 6) relate to the way in which the performers list for G.P.s will be developed. The original proposition referred to the details of the performers list being approved by the Minister for Health and Social Services by ministerial order. The amendment now provides for these details to be agreed by Regulations approved by the States Assembly. The amendment also introduces a requirement for the Minister for Health and Social Services to consult with general practitioner representatives and consider their comments before any Regulations are lodged.

Financial and manpower considerations

There are no additional resource implications arising from these amendments.