

1956/99



**THE SOCIAL SECURITY (X-RAY DIAGNOSTIC SERVICES)
REGULATIONS 1941, AMENDMENT NO. 3**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 4th day of July 1956

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Social Security Act 1938, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Social Security (X-ray Diagnostic Services) Regulations 1941, Amendment No. 3, and shall be read together with and deemed part of the Social Security (X-ray Diagnostic Services) Regulations 1941* (hereinafter referred to as the principal regulations).

(2) Subject to the provisions of subclause (3) of regulation 5 hereof, these regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. (1) Regulation 4 of the principal regulations is hereby amended by revoking subclause (2), and substituting the following subclauses:

“(2) Nothing in these regulations shall apply to any X-ray examination or X-ray photograph made or taken—

“(a) For dental purposes;

“(b) For the purposes of life insurance, superannuation, or other similar benefit; but this paragraph shall not exclude services in relation to certificates given for the purposes of benefits under Part II of the Social Security Act 1938 or in relation to certificates for ‘sickness benefits’ from a friendly society:

“(c) For visas:

“(d) For emigration permits:

*S.R. 1941/122

Reprinted with Amendment No. 1: S.R. 1950/115

Amendment No. 2: S.R. 1951/90

“(e) For the sole or primary purpose of obtaining a medical certificate, for production to some other person, relating to the condition of health of the person in respect of whom the examination or photograph is made or taken :

“(f) For the sole or primary purpose of ascertaining, at the request of any employer or proposed employer or person having the control or supervision of the person in respect of whom it was made or taken, the condition of health of that person, if he is not known or suspected by any medical practitioner to be suffering from any disease or illness; but this paragraph shall not exclude any X-ray examination or X-ray photograph made or taken immediately before entering employment, or during employment, if in either case a Medical Officer of Health is of the opinion that the X-ray examination or X-ray photograph would be in the interests of the public health.

“(3) Notwithstanding anything in paragraph (f) of subclause (2) of this regulation, the Director-General of Health may from time to time in his discretion, in writing, approve the rendering of X-ray diagnostic services for any group of persons, on the application of any employer or person having the control or supervision of those persons, or on the recommendation of any medical practitioner being an officer of the Department of Health. In any such case, the provisions of these regulations, except paragraphs (c) and (d) of regulation 5 hereof, shall apply in respect of every person in the group.”

(2) Regulation 5 of the principal regulations is hereby amended by inserting, before the words “These regulations shall apply” at the beginning of the said regulation 5, the words “Subject to the provisions of subclause (3) of regulation 4 hereof”.

3. Regulation 5 of the principal regulations is hereby further amended as follows:

(a) By adding to paragraph (c) the words “or was made on the authority of a Medical Officer of Health”:

(b) By inserting in paragraph (d), after the words “a medical practitioner other than the radiologist”, the words “or was taken on the authority of a Medical Officer of Health”.

4. Regulation 9 of the principal regulations is hereby amended by inserting in subclause (3), after the word “may”, the words “in his discretion”.

5. (1) The Schedule to the principal regulations, as substituted by regulation 6 of the Social Security (X-ray Diagnostic Services) Regulations 1941, Amendment No. 1,* is hereby amended by adding to clause (7) the following paragraph:

“(g) Small bowel examination	examination	(full	£	s.	d.	£	s.	d.
examination)	2	2	0	3	13	6.”

* Reprinted S.R. 1950/115

(2) The said Schedule is hereby further amended by adding to clause (10) the following paragraphs:

	£	s.	d.	£	s.	d.	
“(h) Arteriogram and venogram	1	10	0	2	12	6
“(i) Myelogram	1	10	0	2	12	6
“(j) Arthrogram	1	0	0	2	2	0.”

(3) This regulation shall apply to X-ray diagnostic services rendered, in accordance with the provisions of the principal regulations, on or after the 1st day of July 1956.

T. J. SHERRARD,
 Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations amend the Social Security (X-ray Diagnostic Services) Regulations 1941, which provide for the payment of fees from the Social Security Fund for X-ray diagnostic services rendered by recognised radiologists or Hospital Boards.

The general effect of regulation 2 is that X-ray examinations for the purpose of obtaining medical certificates for production to other persons, or routine examinations at the request of an employer, are not to be charged to the Social Security Fund. This does not exclude examinations for medical certificates for the purposes of benefits under the Social Security Act 1938 or “sickness benefits” from a friendly society, or group examinations approved by the Director-General of Health.

Regulation 3: At present, for the purposes of the principal regulations, X-ray examinations or photographs must be made or taken on the written recommendation of a medical practitioner other than the radiologist. The amendment made by this regulation allows them to be made or taken on the authority of a Medical Officer of Health.

Regulation 4 makes it clear that the Minister has a discretion to determine whether fees are payable for examinations not expressly specified in the Schedule to the principal regulations.

Regulation 5 extends the classes of X-ray examinations for which specified fees are payable under the principal regulations. This amendment applies to X-ray examinations made on or after 1 July 1956.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 5 July 1956.

These regulations are administered in the Department of Health.