
Health Professions Council – 9 December 2010

The Health Professions Council (Registration and Fees) (Amendment) Rules 2010

Executive Summary and Recommendations

Introduction

At the last meeting of Council in October, approval in principle was given to the draft Health Professions Council (Registration and Fees) (Amendment) Rules 2010.

In addition, Council agreed that the Rules could be approved in their final form by means of electronic resolution; and subject to the Solicitor to the Council providing a report confirming that either (1) no amendments have been made to the draft Rules or (2) that any amendments which have been made do not constitute material changes to the content of those draft Rules.

Approval by electronic resolution is only used where absolutely necessary. Approval of the draft Rules was given by Department of Health Lawyers, acting on behalf of the Privy Council, on 29 November and so the Rules in their final form are therefore before you today for your approval. Minor changes have been made to them since they were originally presented on 14 October 2010.

Decision

That the Health Professions Council (Registration and Fees) (Amendment) Rules 2010 as attached be approved and signed and sealed by the Chair and the Chief Executive and Registrar on behalf of the Council.

Background information

None

Resource implications

None

Financial implications

None

Background papers

None

Appendices

Health Professions Council (Registration and Fees) (Amendment) Rules 2010.

Date of paper

29 November 2010

SCHEDULE

The Health Professions Council (Registration and Fees) (Amendment) Rules 2010

The Health Professions Council makes the following Rules in exercise of the powers conferred by articles 7(1) and (2) of the Health Professions Order 2001(1).

In accordance with articles 7(1) and 41(3) of that Order, the Health Professions Council has consulted the Education and Training Committee and representatives of groups of persons it considers appropriate, including representatives of the groups listed in article 41(3) of that Order.

Citation and commencement

1. These Rules may be cited as the Health Professions Council (Registration and Fees) (Amendment) Rules 2010 and come into force on 1st March 2011.

Amendment of the Health Professions Council (Registration and Fees) Rules 2003

2.—(1) The Health Professions Council (Registration and Fees) Rules 2003(2) are amended in accordance with the following paragraphs.

(2) In rule 4 (applications for registration)—

- (a) in paragraph (1), in sub-paragraph (a), for “declaration” substitute “declarations”;
- (b) in paragraph (1A), in sub-paragraph (a) after “to the Registrar the information” insert “and declarations”;
- (c) in paragraph (2), omit sub-paragraph (b);
- (d) in paragraph (3), omit sub-paragraph (b);
- (e) omit paragraphs (4), (4A) and (5).

(3) In rule 5 (other conditions of registration), in paragraph (2) for sub-paragraph (a) substitute—

“(a) the declaration provided by the applicant under rule 4(1)(a) or (1A)(a) and paragraph (o) of Schedule 1; and”.

(4) In Schedule 1 (application for admission to a part of the register)—

- (a) in paragraph (n) for “his good health and” substitute “the applicant’s”; and
- (b) after paragraph (n), insert—

“(o) a declaration by the applicant that the applicant’s physical and mental health do not impair the applicant’s fitness to practise the profession to which the application relates.”.

(5) Omit Schedule 4 (health reference).

Given under the official seal of the Health Professions Council this 9th day of December 2010



Anna van der Gaag
Chair

Marc Seale
Registrar

(1) S.I. 2002/254. Article 42 (exercise of powers by the Privy Council) was amended by S.I. 2009/1182.

(2) These Rules were scheduled to S.I. 2003/1572. Relevant amendments were made in rules scheduled to S.I. 2005/1625 (which substituted Schedule 1) and S.I. 2007/3101 (which amended rules 4 and 5).