

## **Executive Summary and Recommendations**

### **Introduction**

If the Health Professions Order 2001 is amended to enable HPC to regulate ODPs (and to give effect to the miscellaneous changes to that Order proposed by the Department of Health), the Council will need to make consequential amendments to the Health Professions Council (Registration and Fees) Rules 2003.

Approval is sought for the drafting of those amendments, for the draft text to be agreed by Council electronically and for the text to be sent out to consultation and submitted to the Department of Health for approval by the Privy Council.

### **Recommendations**

The Council is asked to agree the following resolution:

#### **RESOLVED:**

- 1. That amendments to the Health Professions Council (Registration and Fees) Rules 2003 be drafted to reflect changes which are necessary to give effect to the proposed Health Professions Council (Operating Department Practitioners and Miscellaneous Amendments) Order 2004 and such other miscellaneous amendments as the Chief Executive considers appropriate;**
- 2. That the proposed amendments be approved by Council (by electronic means) before being issued for consultation and submitted to the Privy Council for confirmation.**

### **Background information**

To enable the HPC to regulate ODPs, the Health Professions Council (Registration and Fees) Rules 2003 will need to be amended and this is a power which can on be exercised by Council.

As Council will recall, before making any rules HPC is required to consult and then, after the rules are made, they must be confirmed by the Privy Council and laid in Parliament where they will be scrutinised by the Joint Committee on Statutory Instruments.

The changes which will be needed to the Rules are as follows:

- Rule 10 will need to be amended to provide for the first registration period of those who are automatically entered onto the HPC register by transferring from the AODP register. Related changes will need to be made to Schedule 5 to the Rules, fixing the registration renewal date for ODPs.
- The registration and renewal forms prescribed by Rule 4 and set out in Schedules 1 and 2 will need to be revised to provide for ODPs being a new Part of the register.

- Rule 10 and the forms will also be needed to be amended to make provision for those who come onto the register via the proposed provision relating to “lapsed” AODP members.

In addition, it may also be possible to use this opportunity to make a number of miscellaneous amendments to the Rules, including:

- further amending rule 10 to enable registration renewal cycles to be linked to alternate years, providing HPC with an optimum 24 renewal months;
- amending Rule 17 to clarify that the scrutiny fee paid by Art. 12(1)(c) international applicants is also payable by Art.12(1)(b) (EEA) applicants;
- further amending the renewal form to include an appropriate declaration of compliance with return to practice requirements.

### **Resource implications**

None

### **Financial implications**

The Council will need to incur legal costs in the drafting the new Rules and new forms will need to be printed.

### **Background papers**

None

### **Appendices**

None