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STATUTORY INSTRUMENTS

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**1996 No. 2374**

**PROFESSIONAL QUALIFICATIONS**

**The European Communities (Recognition of Professional Qualifications) (Second General System) Regulations 1996**

*Made* - - - - - *9th September 1996*  
*Laid before Parliament* *18th September 1996*  
*Coming into force* *14th October 1996*

**THE EUROPEAN COMMUNITIES (RECOGNITION OF PROFESSIONAL QUALIFICATIONS) (SECOND GENERAL SYSTEM) REGULATIONS 1996**

PART I

INTRODUCTION

1. Citation and commencement
2. Application
3. Interpretation
4. Regulated Profession, Regulated Professional Activity and Regulated Education and Training
5. Definition of "Second General System Diploma"
6. Definition of "Certificate"
7. Definition of "Attestation of Competence"

PART II

ADMINISTRATION

8. Competent authority
9. Designated Authorities
10. (1) Without prejudice to its other powers and functions, a...

PART III

RIGHT TO PRACTISE IN THE UNITED KINGDOM

11. (1) This Regulation applies in any case in which the...
12. (1) This Regulation applies in any case in which the...

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- 13. (1) This Regulation applies in any case in which the...
- 14. (1) This Regulation applies in any case in which the...

PART IV

REQUIREMENTS OF EVIDENCE OF PROFESSIONAL EXPERIENCE, ADAP TATION PERIODS AND APTITUDE TESTS

- 15. Meaning of evidence of professional experience, adaptation period and aptitude test
- 16. Choice of evidence of professional experience, adaptation period or aptitude test
- 17. Circumstances in which evidence of professional experience may be required
- 18. Conditions affecting the requirement of evidence of professional experience
- 19. Circumstances in which an adaptation period or an aptitude test may be required
- 20. (1) In a case falling within Regulation 11 other than...
- 21. Conditions affecting the requirement to complete an adaptation period
- 22. Conditions affecting the requirement to take an aptitude test

PART

ANCILLARY PROVISIONS

- 23. Evidence from competent authorities
- 24. Use of professional title
- 25. Decisions of designated authorities and appeals
- 26. Information from designated authorities and competent authorities
- 27. Any authority, body or person who is the competent authority...  
Signature

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SCHEDULE 1 — SCOPE OF THE REGULATIONS  
In the tables forming Parts I and II of this Schedule, in respect of each Council Directive listed, the first column refers to the legislative act number, the second column gives the title and the third column gives the publication reference in the Official Journal of the Communities.

PART I — DIRECTIVES ESTABLISHING ARRANGEMENTS FOR MUTUAL RECOGNITION OF DIPLOMAS, CERTIFICATES AND OTHER EVIDENCE OF FORMAL QUALIFICATIONS IN SPECIFIC PROFESSIONS AND PROFESSIONAL ACTIVITIES

PART II — DIRECTIVES CONCERNING FREEDOM OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES OR TRANSITIONAL MEASURES IN RESPECT OF ACTIVITIES

PART III — INSTRUMENTS PURSUANT TO WHICH THE TAKING UP AND PURSUIT OF PROFESSIONS IS REGULATED IN THE UNITED KINGDOM

SCHEDULE 2 —

PART I — PROFESSIONS REGULATED BY LAW OR PUBLIC AUTHORITY

PART II — PROFESSIONS REGULATED BY PROFESSIONAL ASSOCIATIONS

SCHEDULE 3 — APPEAL BODIES

SCHEDULE 4 — CIRCUMSTANCES IN WHICH DESIGNATED AUTHORITIES ARE REQUIRED NOT TO REFUSE TO AUTHORISE THE TAKING UP OR PURSUIT OF A PROFESSION

PART I — CONDITIONS FOR THE AUTHORISATION OR THE PRACTICE OF A PROFESSION REGULATED IN THE UNITED KINGDOM AT THE LEVEL OF A DIPLOMA OR A CERTIFICATE

1. This paragraph applies if the migrant holds either—
2. This paragraph applies if the migrant— (a) possesses evidence of...
3. This paragraph applies if the migrant— (a) possesses evidence of...
4. This paragraph applies if the migrant— (a) possesses evidence of...
5. This paragraph applies if, during the previous ten years, the...  
PART II — EVIDENCE OF EDUCATION AND TRAINING
6. The education and training of which the holder possesses evidence...
7. Evidence of education and training satisfies this paragraph if it...
8. Evidence of education and training satisfies this paragraph if it...
9. Subject to paragraph 10 below, evidence of education and training...
10. Paragraph 9 above only applies if the recognition given to...
11. Evidence of education and training satisfies this paragraph if it...
12. Subject to paragraph 13 below, evidence of education and training...
13. Paragraph 12 above only applies if the recognition given to...
14. A post-secondary course of the kind referred to in paragraph...
15. A course of education and training of the kind referred to...  
PART III — REQUIREMENTS OF PROFESSIONAL EXPERIENCE
16. The practising requirements referred to in this Schedule are that...
17. The practising requirements of paragraph 16 above are permissible only...

SCHEDULE 5 — LIST OF COURSES EVIDENCE OF SUCCESSFUL COMPLETION OF WHICH IS CONSTITUENT OF A SECOND GENERAL SYSTEM DIPLOMA WITHIN THE MEANING OF REGULATION 4(1)(b)

PART I — COURSES REFERABLE TO THE PRACTICE OF A PROFESSION IN ANOTHER RELEVANT STATE

1. Paramedical and childcare training course
2. Master craftsman sector ('Mester/Meister/Maitre') which represents education and training courses concerning skills not covered by the Directive listed in Annex A
3. Seafaring sector
4. Technical sector

PART II — COURSES REFERABLE TO THE PRACTICE OF A PROFESSION IN THE UNITED KINGDOM

United Kingdom courses accredited as National Vocational Qualifications or Scottish Vocational Qualifications

SCHEDULE 6 — LIST OF COURSES OF REGULATED EDUCATION AND TRAINING

SCHEDULE 7 — PROFESSIONS IN RESPECT OF WHICH THE RIGHT OF THE MIGRANT TO CHOOSE BETWEEN AN ADAPTATION PERIOD AND AN APTITUDE TEST IS DISPLACED

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## Explanatory Note