



Opticians Act 1989

1989 CHAPTER 44

PART I

THE GENERAL OPTICAL COUNCIL

The Council's Committees

[^{F1}5C. The Fitness to Practise Committee

- (1) There shall be a Committee of the Council known as the Fitness to Practise Committee for the purpose of inquiring into and determining allegations relating to—
 - (a) the fitness of registered optometrists and registered dispensing opticians to practise;
 - (b) the fitness of business registrants to carry on business as an optometrist or a dispensing optician or both; and
 - (c) the fitness of student registrants to undertake training as an optometrist or a dispensing optician.
- (2) All the members of the Fitness to Practise Committee shall be members of the Hearings Panel.
- (3) Subject to subsection (2) above, the Fitness to Practise Committee shall be constituted as provided by rules made under this subsection by the Council.
- (4) The members of the Fitness to Practise Committee who are to hear any particular case shall be determined in accordance with rules made by the Council under subsection (3) above.
- [^{F2}(5) In exercising a function under section 13F or 13H, the Fitness to Practise Committee must have regard to the over-arching objective.]]

Changes to legislation: Opticians Act 1989, Section 5C is up to date with all changes known to be in force on or before 24 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Ss. 3-5C substituted for ss. 3-5 (coming into force in accordance with art. 1(3)-(6) of the amending S.I.) by [The Opticians Act 1989 \(Amendment\) Order 2005 \(S.I. 2005/848\)](#), [art. 4\(2\)](#) (with [Sch. 2](#))
- F2** S. 5C(5) inserted (26.9.2016) by [Health and Social Care \(Safety and Quality\) Act 2015 \(c. 28\)](#), s. 6(4), [Sch. para. 2\(4\)](#); S.I. 2016/906, reg. 2(b)

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Changes and effects yet to be applied to :

- s. 5C repealed by [2008 c. 14 Sch. 7 para. 28](#)[Sch. 15 Pt. 2](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13D(2)(h)(i) inserted by [S.I. 2008/1774 Sch. 2 para. 2](#) (This amendment not applied to [legislation.gov.uk](#). It was due to come into force on the coming into force of s. 44(1) of the Safeguarding Vulnerable Groups Act 2006 (c. 47), see art. 1(4). S. 44(1) was repealed without ever being in force on 10.9.2012 by [2012 c. 9, s. 75\(6\)](#), [Sch. 10 Pt. 5](#); [S.I. 2012/2234, art. 2](#))
- s. 13AA inserted by [2008 c. 14 Sch. 7 para. 30](#)
- s. 23I inserted by [2008 c. 14 Sch. 7 para. 46](#)
- s. 23AA inserted by [2008 c. 14 Sch. 7 para. 39](#)
- s. 23CA inserted by [2008 c. 14 Sch. 7 para. 42](#)