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STATUTORY INSTRUMENTS

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**1996 No. 3102**

**The European Nursing and Midwifery  
Qualifications Designation Order 1996**

**PART II**

**DESIGNATION OF QUALIFICATIONS HAVING COMMUNITY  
EQUIVALENCE FOR REGISTRATION PURPOSES**

**Qualifications following training in the former German Democratic Republic which complies with Directive training requirements**

7.—(1) Subject to paragraph (2), a professional qualification in respect of which a diploma in nursing in general care or, as the case may be, a midwifery diploma has been obtained which is evidence of training which—

- (a) was received in the territory of the former German Democratic Republic; and
- (b) commenced before 3rd October 1990,

shall have Community equivalence for the purposes of registration.

(2) The diploma referred to in paragraph (1) shall—

- (a) be one which is not specified in Part I (nursing diplomas) or Part II (midwifery diplomas) of Schedule 2 and is granted in respect of training which complies with the requirements laid down—
  - (i) in the case of a nursing qualification, in Article 1 of the Second Nursing Directive (minimum standards of training for nurses) or,
  - (ii) in the case of a midwifery qualification, in Article 1 of the Second Midwifery Directive (minimum standards of training for midwives),

subject also in the case of a midwifery qualification to paragraphs (3) and (4); and

- (b) be accompanied by a certificate of the competent authority in Germany that the holder is entitled by virtue of the qualification of which the diploma is evidence to practise anywhere in Germany as a nurse responsible for general care or, as the case may be, a midwife on the same conditions as the holder of a qualification evidenced by a diploma listed under the heading “Germany” in Part I (nursing diplomas) or, as the case may be, Part II (midwifery diplomas) of Schedule 2.

(3) A midwifery qualification referred to in paragraph (1)—

- (a) in respect of which a diploma which falls within paragraphs (1) and (2) has been obtained; but
- (b) would, if it had been obtained in respect of training which commenced on or after 3rd October 1990, be required to be recognised by other EEA States in pursuance of Article 2 of the First Midwifery Directive only if the holder had undertaken professional practice in respect of which a certificate complying with Article 4 of that Directive has been issued,

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shall have Community equivalence for the purposes of registration if the requirement set out in paragraph (4) is satisfied.

(4) The requirement referred to in paragraph (3) is that a diploma referred to in that paragraph be accompanied by a certificate issued by the competent authority in Germany stating that the holder of the diploma has effectively and lawfully been engaged in actual practice in Germany as a midwife for at least two years during the five years preceding the date of the certificate.