
STATUTORY INSTRUMENTS

1996 No. 3102

The European Nursing and Midwifery
Qualifications Designation Order 1996

PART II

DESIGNATION OF QUALIFICATIONS HAVING COMMUNITY
EQUIVALENCE FOR REGISTRATION PURPOSES

Transitional provision for Spanish midwifery qualifications

9.—(1) Subject to paragraph (3), a professional midwifery qualification, not being one to which article 5 or 6 applies, in respect of which a diploma specified in paragraph (2) has been obtained in Spain shall have Community equivalence for the purposes of registration.

- (2) The diploma referred to in paragraph (1) is one which—
- (a) is evidence of training received in Spain which commenced before 1st January 1986; and
 - (b) is accompanied by—
 - (i) a certificate issued by the competent authority in Spain to the effect that the diploma was awarded following training which satisfies all the training requirements in Article 1 of the Second Midwifery Directive, or
 - (ii) if the training does not satisfy the requirements laid down in Article 1 of the Second Midwifery Directive, a competent authority certificate.
- (3) A qualification referred to in paragraph (1)—
- (a) in respect of which a person holds a diploma referred to in paragraph (2)(a) which is accompanied by a certificate referred to in paragraph (2)(b)(i); but
 - (b) where the diploma is required to be recognised by other EEA States in pursuance of Article 2 of the First Midwifery Directive only if the holder has undertaken professional practice in respect of which a certificate complying with Article 4 of that Directive is issued,

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

- (4) The requirement referred to in paragraph (2) is that a diploma referred to in that paragraph be accompanied by—
- (a) an Article 4 certificate relating to the holder; or
 - (b) if the diploma was obtained before 1st January 1986, a competent authority certificate relating to the holder.