
STATUTORY INSTRUMENTS

2004 No. 1947

The European Qualifications (Health and Social Care Professions and Accession of New Member States) Regulations 2004

DENTISTS

The Dentists Act 1984

11.—(1) The Dentists Act 1984 ^{M1} is amended in accordance with this regulation.

(2) In section 15 (qualification for registration in the dentists register), in subsection (7), in the definition of “EEA Agreement”, at the end, insert “ and by the Agreement on the participation of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic signed at Luxembourg on 14th October 2003 ”.

(3) In Schedule 2 (European dental qualifications)—

(a) in paragraph 1(1), in the definition of—

(i) “Community Council Directive No [78/686/EEC](#)”, for “and the Swiss Agreement”, substitute “ , the Swiss Agreement and the Act of Accession 2003; ”,

(ii) “the Dental Training Directive”, for “and Directive [2001/19/EC](#)”, substitute “ , Directive [2001/19/EC](#) and the Act of Accession 2003 ”, and

(iii) “the implementation date”, omit “and” at the end of sub-paragraph (da) and after sub-paragraph (da), insert—

“(db) in the case of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia, 1st May 2004;”;

(b) in paragraph 1(2), after the definition of “the Swiss Agreement” insert—

““the Act of Accession 2003” means the Act annexed to the Treaty relating to the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the Adjustments to the Treaties on which the European Union is founded signed at Athens on 16th April 2003.”;

(c) after paragraph 7, add—

“**8.**—(1) A diploma in dentistry which—

(a) is evidence of training that commenced before the date specified in column (a) of the table below in the territory specified in the corresponding entry in column (b) of that table; or

(b) was awarded by the state (or former state) specified in column (b) of that table before the date specified in the corresponding entry in column (a) of that table,

is an appropriate European diploma for the purposes of section 15(1)(b) of this Act if the holder produces to the registrar the certificates specified in sub-paragraph (2).

- (2) The certificates specified for the purposes of sub-paragraph (1) are—
- (a) a certificate of the competent authority of the EEA State specified in the corresponding entry in column (c) of the table stating that he has effectively and lawfully practised dentistry in that EEA State for at least three consecutive years during the five years preceding the date of issue of the certificate; and
 - (b) a certificate from the competent authority of that EEA State stating that that diploma has, on its territory, the same legal validity as regards access to and practice of the dental profession as the scheduled European diploma specified in relation to that State.

<i>Column (a)</i>	<i>Column (b)</i>	<i>Column (c)</i>
20th August 1991	Former Soviet Union	Estonia
21st August 1991	Former Soviet Union	Latvia
11th March 1990	Former Soviet Union	Lithuania
25th June 1991	Yugoslavia	Slovenia

9. A diploma in medicine awarded in the Czech Republic or in the former Czechoslovakia which is evidence of university medical training commenced before 1st May 2004 is an appropriate European Diploma for the purposes of section 15(1)(b) of this Act if the holder produces to the registrar a certificate of the competent authority of the Czech Republic certifying that he—

- (a) has—
 - (i) effectively, lawfully and principally been engaged, in the Czech Republic, in the activities specified in Article 5 of the Dental Training Directive for at least three consecutive years during the five years preceding the date of issue of that certificate, or
 - (ii) successfully completed three years of study which are equivalent to the training referred to in Article 1 of the Dental Training Directive; and
- (b) is authorised to practise the activities referred to in sub-paragraph (a)(i) under the same conditions as holders of the scheduled European diploma specified in relation to the Czech Republic.

10. A diploma in medicine awarded in Slovakia or in the former Czechoslovakia which is evidence of university medical training commenced before 1st May 2004 is an appropriate European diploma for the purposes of section 15(1)(b) of this Act if the holder produces to the registrar a certificate of the competent authority of Slovakia certifying that he—

- (a) has—
 - (i) effectively, lawfully and principally been engaged, in Slovakia, in the activities specified in Article 5 of the Dental Training Directive for at least three consecutive years during the five years preceding the date of issue of that certificate, or

- (ii) successfully completed three years of study which are equivalent to the training referred to in Article 1 of the Dental Training Directive; and
- (b) is authorised to practise the activities referred to in sub-paragraph (a)(i) under the same conditions as holders of the scheduled European diploma specified in relation to Slovakia.”; and
- (d) in Part II (Scheduled European Diplomas), insert in the table in the appropriate alphabetical position—

“Cyprus	Πιστοποιητικό Εγγραφής Οδοντίατρου	Οδοντιατρικό Συμβούλιο	
Czech Republic	Diplom o ukončení studia ve studijním programu zubní lékařství (doktor zubního lékařství, Dr.med.Dent.	Lékařská fakulta univerzity v České republice	Vysvědčení o státní rigorózní zkoušce
Estonia	Diplom hambaarstiteaduse õppekava läbimise kohta	Tartu Ülikool	
Hungary	Fogorvos oklevél (doctor medicinae dentariae, abbrev.: dr.med.dent.)	Egyetem	
Latvia	Zobārsta diploms	Universitātes tipa augstskola	Rezidenta diploms par zobārsta pēcdiploma izglītības programmas pabeigšanu, ko izsneidz universitātes tipa augstskola un “Sertifikāts”— kompetentas iestādes izsniegts dokuments, kas apliecina, ka persona ir nokārtojusi sertifikācijas eksāmenu zobārstniecībā
Lithuania	Aukštojo mokslo diplomas, nurodantis suteiktą gydytojo odontologo kvalifikaciją	Universitetas	Internatūros pažymėjimas, nurodantis suteiktą gydytojo odontologo profesinę kvalifikaciją

Changes to legislation: There are currently no known outstanding effects for the The European Qualifications (Health and Social Care Professions and Accession of New Member States) Regulations 2004, DENTISTS. (See end of Document for details)

Malta	Lawrja fil-Kirurgija Dentali	Universita ta' Malta'	
Poland	Dyplom ukończenia studiów wyższych z tytułem "lekarz dentysta"	1. Akademia Medyczna, 2. Uniwersytet Medyczny, 3. Collegium Medicum Uniwersytetu Jagiellońskiego	Lekarkso— Dentystyczny Egzamin Państwowy
Slovakia	Vysokoškolský diplom o udelení akademického titulu "doktor zubného lekárstva" ("MDDr.")	Vysoká škola	
Slovenia	Diploma, s katero se podeljuje strokovni naslov "doktor dentalne medicine/ doktorica dentalne medicine"	Univerza	Potrdilo o opravljenem strokovnem izpitu za poklic zobozdravnik/ zobozdravnica"

Marginal Citations

M1 1984 c. 24; as amended by S.I. 1996/1496, 1998/811 and 2003/3148. There are other amendments to the Act not relevant to these Regulations.

The European Primary and Specialist Dental Qualifications Regulations 1998

12.—(1) The European Primary and Specialist Dental Qualifications Regulations 1998 ^{M2} shall be amended in accordance with this regulation.

(2) In regulation 2 (interpretation)—

(a) in paragraph (1), in the definition of—

- (i) "EEA agreement", insert at the end " and by the Agreement on the participation of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic signed at Luxembourg on 14th October 2003 ^{M3} ",
- (ii) "the Dental Training Directive", for "and Directive 2001/19/EC" substitute " , Directive 2001/19/EC and the Act of Accession 2003; ", and
- (iii) "the Recognition Directive", for "and the Swiss Agreement", substitute " , the Swiss Agreement and the Act of Accession 2003; "; and

(b) in paragraph (3)—

- (i) after sub-paragraph (d) insert—

- (e) “the Act of Accession 2003” means the Act annexed to the Treaty relating to the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the Adjustments to the Treaties on which the European Union is founded signed at Athens on 16th April 2003.”, and
- (ii) insert the following definition in the appropriate alphabetical position—
- ““national”, in relation to an EEA State, means the same as it does for the purposes of the Community Treaties but does not include a person who by virtue of Article 2 of Protocol No.3 (Channel Islands and Isle of Man) to the Treaty of Accession is not to benefit from Community provisions relating to the free movement of persons and services”.
- (3) In regulation 6 (certificates of completion of specialist training), omit paragraph (7).
- (4) In regulation 10 (recognised specialist dental qualifications)—
- (a) in paragraph (1), after sub-paragraph (d) insert—
- (e) a qualification in orthodontics or (as the case may be) oral surgery which—
- (i) was awarded by, or which relates to training started in, the territory specified in column (a) of the table below before the date specified in the corresponding entry in column (b), and
- (ii) is accompanied by—
- (aa) an attestation by the competent authorities of the EEA State specified in the corresponding entry in column (c) to the effect that the qualification has, on its territory, the same legal validity as the qualifications listed in respect of that State in Schedule 1 to this Order as regards the access to and practice of orthodontics or (as the case may be) oral surgery, and
- (bb) a certificate from the competent authorities of that State which states that the holder has effectively and lawfully practised orthodontics or (as the case may be) oral surgery in that State for at least three consecutive years during the five years prior to the date of issue of that certificate.
- (b) in paragraph (3)—
- (i) after sub-paragraph (ca), insert—
- “(cb) 1st May 2004, in the case of a qualification granted in the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia or Slovakia; or”; and
- (ii) omit “or” after sub-paragraph (ca).
- (5) In Schedule 1 (specialist dental qualifications awarded in EEA States other than the United Kingdom in orthodontics and oral surgery)—
- (a) in Part I (orthodontics)—
- (i) in the entry for Belgium—
- (aa) in column 2, for “—”, substitute “ Bijzondere beroepstitel van tandarts specialist in de orthodontie/Titre professionnel particulier de dentiste spécialiste en orthodontie ”; and

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- (bb) in column 3, for “—”, substitute “ Minister bevoegd voor Volksgezondheit/
Ministre de la Santé publique ”,
(ii) in the entry for Greece, for the last word in column 2, substitute “Ορθοδοντικής” and
(iii) in the appropriate alphabetical position insert—

“Cyprus	Πιστοποιητικό Αναγνώρισης του Ειδικού Οδοντιάτρου στην Ορθοδοντική	Οδοντιατρικό Συμβούλιο
Czech Republic		
Estonia	Residentuuri lõputunnistus ortodontia erialal	Tartu Ülikool
Hungary	Fogszabályozás szakorvosa bizonyítvány	Az Egészségügyi, Szociális és Családügyi Miniszterium illetékes testülete
Latvia	“Sertifikāts”—kompetentās iestādes izsniegts dokuments, kas apliecina, ka persona ir nokārtojusi sertifikācijas eksāmenu ortodontijā	Latvijas Ārstu beidriība
Lithuania	Rezidentūros pažymėjimas, nurodantis suteiktą gydytojo ortodonto profesinę kvalifikaciją	Universitetas
Malta	Ċertifikat ta’ speċjalista dentali fl-Ortodonzja	Kumitat ta’ Approvazzjoni dwar Speċjalisti
Poland	Dyplom uzyskania tytułu specjalisty w dziedzinie ortodoncji	Centrum Egzaminów Medycznych
Slovakia		
Slovenia	Potrdilo o opravljenem specialističnem izpitu iz čeljustne in zobne ortopedije	1. Ministrstvo za zdravje 2. Zdravniška zbornica Slovenije”

(b) in Part II (oral surgery)

“(i) in the appropriate alphabetical position insert—

Cyprus	Πιστοποιητικό Αναγνώρισης του Ειδικού Οδοντιάτρου στην Στοματική Χειρουργική	Οδοντιατρικό Συμβούλιο
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Czech Republic

Estonia

Hungary	Dento-alveoláris sebészet szakorvosa bizonyítvány	Az Egészségügyi, Szociális és Családügyi Minisztérium illetékes testülete
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Latvia

Lithuania	Residentūros pažymėjimas, nurodantis suteiktą burnos chirurgo profesinę kvalifikaciją	Universitetas
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Malta	Ċertifikat ta' speċjalista dentali fil-Kirurgija tal-ħalq	Kumitat ta' Approvazzjoni dwar Speċjalisti
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Poland	Dyplom uzyskania tytułu specjalisty w dziedzinie chirurgii stomatologicznej	Centrum Egzaminów Medycznych
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Slovakia

Slovenia	Potrdilo o opravljenem specialisičnem izpitu iz oralne kirurgije	1. Ministrstvo za zdravje 2. Zdravniška zbornica Slovenije
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(ii) in the entry for Greece, in column 2, for the last word substitute “Γναθοχειρουργικής ”

Marginal Citations

M2 S.I. 1998/811, as amended by S.I. 2003/3148.

M3 Cm. 6171.

Changes to legislation:

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