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## STATUTORY INSTRUMENTS

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### 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<sup>M1</sup> 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<br>Εγγραφής<br>Οδοντίατρου  | Οδοντιατρικό<br>Συμβούλιο                           |  |
| Czech Republic | Diplom o ukončení<br>studia ve studijním<br>programu zubní<br>lékařství (doktor<br>zubního lékařství,<br>Dr.med.Dent. | Lékařská fakulta<br>univerzity v České<br>republice | Vysvědčení o státní<br>rigorózní zkoušce   |
| Estonia        | Diplom<br>hambaarstiteaduse<br>õppekava läbimise<br>kohta   | Tartu Ülikool                                       |  |
| Hungary        | Fogorvos oklevél<br>(doctor medicinae<br>dentariae, abbrev.:<br>dr.med.dent.)   | Egyetem   |  |
| Latvia         | Zobārsta diploms  | Universitātes tipa<br>augstskola                    | Rezidenta diploms par<br>zobārsta pēcdiploma<br>izglītības programmas<br>pabeigšanu, ko<br>izsneidz universitātes<br>tipa augstskola un<br>“Sertifikāts”—<br>kompetentas iestādes<br>izsniegts dokuments,<br>kas apliecina, ka<br>persona ir nokārtojusi<br>sertifikācijas<br>eksāmenu<br>zobārstniecībā |
| Lithuania      | Aukštojo mokslo<br>diplomas, nurodantis<br>suteiktą gydytojo<br>odontologo<br>kvalifikaciją                           | Universitetas                                       | Internatūros<br>pažymėjimas,<br>nurodantis suteiktą<br>gydytojo odontologo<br>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, Section 11. (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—<br>Dentystyczny<br>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.

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