
STATUTORY INSTRUMENTS

2004 No. 2033

The Health Professions (Operating Department Practitioners and Miscellaneous Amendments) Order 2004

PART 2

MISCELLANEOUS AMENDMENTS

Further amendments to the 2001 Order

10.—(1) In article 10(5) of the 2001 Order (renewal of registration and readmission), for “Article 9(4) to (6)”, substitute “Article 9(5) to (7)”.

(2) In article 37(10) of the 2001 Order (appeals against decisions of the Education and Training Committee), for “a sheriff” substitute “to the sheriff in whose sheriffdom the person’s address in the register is (or if he were registered would be) situated”.

(3) In article 38(1)(b) of the 2001 Order (appeals), for “a sheriff” substitute “the sheriff in whose sheriffdom the person’s address in the register is (or if he were registered would be) situated”.

(4) In article 47 of the 2001 Order (inquiry by the Privy Council)—

(a) in paragraph (7)—

(i) after “costs” at both places where it occurs insert “or expenses”, and

(ii) in sub-paragraph (b), after “Privy Council” insert “in Scotland as a debt and in England, Wales and Northern Ireland”;

(b) in paragraph (8)—

(i) after “costs” at both places where it occurs insert “or expenses”, and

(ii) omit the words from “and every such” to “in the order”; and

(c) for paragraph (9) substitute—

“(9) For the purposes of paragraph (8), orders—

(a) as to costs in England and Wales or Northern Ireland may by leave of the High Court be enforced in the same manner as orders of the High Court to the same effect; and

(b) as to expenses in Scotland may by leave of the Court of Session be enforced in the same manner as decrees of the Court of Session to the same effect.”.

(5) In Schedule 3 to the 2001 Order (interpretation)—

(a) in the definition of “parties”, for “53” substitute “47”;

(b) in the definition of “relevant professions”—

(i) for “chiropractors;” substitute “chiropractors and podiatrists;” and

(ii) for “medical laboratory technicians;” substitute “biomedical scientists;” in the appropriate alphabetical place.