
STATUTORY INSTRUMENTS

2005 No. 848

The Opticians Act 1989 (Amendment) Order 2005

PART 5

Further amendments

Amendment of Schedule 1

- 26.**—(1) Schedule 1 (constitution etc. of the Council) is amended as follows.
- (2) In paragraph 1(d), for the word “examining” substitute “assessing”.
- (3) In paragraph 2—
- (a) in sub-paragraph (1)—
- (i) for paragraph (a), substitute—
- “(a) registered in any of the registers maintained by the Council;”, and
- (ii) for paragraph (c), substitute—
- “(c) a director of a body corporate registered in the register of bodies corporate maintained by the Council under section 9(1) of this Act.”; and
- (b) in sub-paragraph (2), omit the words “and may be” to the end.
- (4) In paragraph 3(1) for the words “registered ophthalmic or dispensing opticians” substitute “registrants”.
- (5) In paragraph 4—
- (a) for the word “examining” substitute “assessing”;
- (b) in sub-paragraph (c), for the words “ophthalmic opticians” substitute “optometrists”;
- (c) in sub-paragraphs (c) and (d), for the word “examination” substitute “assessment”;
- (d) for sub-paragraph (d)(ii), substitute—
- “(ii) the Bradford College;”; and
- (e) in sub-paragraph (d)—
- (i) after the words “City and Islington College (City Campus)” omit “and”; and
- (ii) at the end add—
- “; and
- (v) the Association of British Dispensing Opticians College.”.
- (6) For paragraph 6(1)(b), substitute—
- “(b) those chosen to represent registered optometrists or registered dispensing opticians; and”.
- (7) In paragraph 7—
- (a) in sub-paragraph (2)(a), for the word “opticians” substitute “optometrists or registered dispensing opticians”; and

- (b) for sub-paragraph (3), substitute—
 - “(3) A person nominated to fill a vacancy—
 - (a) under sub-paragraph (2)(a) above shall hold office until the date on which the term of office of the person whose vacancy he fills would have expired; and
 - (b) under sub-paragraph (2)(b) above shall hold office for a period of five years commencing on the date of his appointment.”.
- (8) For paragraph 9 substitute—
 - “**9.**—(1) A person who has been chairman of the Council is eligible to be nominated chairman of the Council once more only.
 - (2) A person who has been a member is eligible to be again nominated or elected as a member.”.
- (9) In paragraph 11(2)(b), omit the words “with the approval of the Privy Council”.
- (10) In paragraph 12, for the words “the Disciplinary Committee” substitute “the Investigation Committee, the Registration Appeals Committee and the Fitness to Practise Committee”.
- (11) After paragraph 12, insert—
 - “**12A.** Rules under section 2(2), 3(2), 4(3), 5(2), 5A(3), 5B(2) and 5C(3) above may make provision as to quorum.”.
- (12) In paragraph 13(3), for the words “registered opticians” substitute “registered optometrists and registered dispensing opticians”.