

SCHEDULE 1

Regulation 3

Prescribed persons – registration appeals panels

- 1.—(1) A person involved for the time being in an investigation under section 125 of the Act.
- (2) A person appointed for the time being as—
 - (a) an assessor or examiner, or
 - (b) a legal or other adviser,to the registration appeals panel.

- 2.—(1) Where a registration appeals panel is considering an application in accordance with section 98 or 99, or an appeal in accordance with section 101 of the Act, a person who—
 - (a) has at any time been appointed to give preliminary consideration under section 119 of the Act to a matter may not be a member of the registration appeals panel to which an application relating to the matter is referred;
 - (b) has at any time been involved in an investigation under section 125 of the Act in relation to a matter may not be a member of a registration appeals panel to which an application relating to the matter is referred;
 - (c) is or has been a member of an interim orders panel whose proceedings related to a matter may not be a member of the registration appeals panel to which an application or appeal relating to the matter is referred;
 - (d) is or has been appointed as—
 - (i) an assessor or examiner, or
 - (ii) a legal or other adviser,to an interim orders panel whose proceedings related to a matter may not be a member of the registration appeals panel to which an application or appeal relating to the matter is referred;
 - (e) is or has been a member of fitness to practise panel whose proceedings related to a matter may not be a member of the registration appeals panel to which an application relating to the matter is referred;
 - (f) is or has been appointed as—
 - (i) an assessor or examiner, or
 - (ii) a legal or other adviser,to a fitness to practise panel whose proceedings related to a matter may not be a member of the registration appeals panel to which an application relating to the matter is referred.
- (2) Where the circumstances in sub-paragraph (3) apply, a person who has at any time considered or adjudicated upon a question or issue on behalf of a relevant body may not be a member of the registration appeals panel to which an application or appeal relating to the matter is referred.
- (3) The circumstances are—
 - (a) the application or appeal is made by a registered person who is also registered with the relevant body; and
 - (b) the relevant body has considered or adjudicated upon a question or issue which relates to the registered person's registration with that body and which also relates to the matter.