
DRAFT STATUTORY INSTRUMENTS

2007 No.

**HEALTH CARE AND
ASSOCIATED PROFESSIONS**

PHARMACISTS

The Pharmacists and Pharmacy Technicians Order 2007

*Made - - - - 2007
Coming into force in accordance with article 1(2)
and (3)*

**THE PHARMACISTS AND PHARMACY
TECHNICIANS ORDER 2007**

PART 1

1. Citation and commencement
2. Extent
3. Interpretation
4. The Society's general duties
5. The Council
6. The Council's duties in respect of publications
7. The statutory committees
8. Remuneration and allowances of Council members, committee members and specialist advisers
9. Appointment etc. of the Registrar and any Deputy Registrar

PART 2

10. The Register of Pharmacists
11. Entitlement to registration in the Register of Pharmacists
12. Preregistration requirements for pharmacists in respect of qualifications and additional education, training or experience
13. General functions of the Society in respect of pharmacists' and prospective pharmacists' education, training and the acquisition of experience
14. Specific obligations of the Society in respect of pharmacists' and prospective pharmacists' education, training and the acquisition of experience

15. Specific powers of the Society in respect of pharmacists' and prospective pharmacists' education, training and the acquisition of experience
16. Supplemental matters in connection with articles 14 and 15
17. Form, manner and content of applications for registration in the Register of Pharmacists or retention in that register
18. Notification of decisions on applications for entry in the Register of Pharmacists
19. Relationship between registration in the Register of Pharmacists and membership of the Society
20. Offences relating to the Register of Pharmacists

PART 3

21. The Register of Pharmacy Technicians
22. Entitlement to registration in the Register of Pharmacy Technicians
23. Preregistration requirements for pharmacy technicians in respect of qualifications and additional education, training or experience
24. General functions of the Society in respect of pharmacy technicians' and prospective pharmacy technicians' education, training and the acquisition of experience
25. Specific obligations of the Society in respect of pharmacy technicians' and prospective pharmacy technicians' education, training and the acquisition of experience
26. Specific powers of the Society in respect of pharmacy technicians' and prospective pharmacy technicians' education, training and the acquisition of experience
27. Supplemental matters in connection with articles 25 and 26
28. Form, manner and content of applications for registration in the Register of Pharmacy Technicians or retention in that register
29. Offences relating to the Register of Pharmacy Technicians

PART 4

the Society

30. The Society's registers
31. Specialisations
32. Certificates of registration
33. Registrants' duties with regard to their registration entries
34. Corrections of the register
35. Fitness to practise matters before registration
36. Moving between different parts of a register
37. Voluntary removal from the registers
38. Indemnity arrangements
39. Continuing professional development
40. Fees in connection with registration
41. Restoration to the Society's registers of persons removed under Parts 2 to 4
42. Appealable registration decisions
43. Appeals to the Registration Appeals Committee
44. Appeals from the Registration Appeals Committee

PART 5

45. Guidance in respect of standards of conduct, practice and performance

46. Disclosure of information: general
47. Disclosure of fitness to practise matters in the public interest
48. Impairment of fitness to practise
49. Initial action in respect of allegations
50. Consideration by the Investigating Committee
51. Consideration by the Health Committee
52. Consideration by the Disciplinary Committee
53. Professional performance assessments
54. Interim Orders
55. Restoration of names to the register: fitness to practise
56. Appeals against appealable fitness to practise decisions
57. The taking effect of directions in respect of appealable fitness to practise decisions
58. Interim measures pending a direction taking effect

PART 6

59. Rules in respect of proceedings
60. Procedure of fitness to practise committees and the Registration Appeals Committee
61. Legal advisers
62. Clinical and other specialist advisers

PART 7

63. General fees
64. Education and training outside the United Kingdom
65. Prosecutions
66. Rules
67. Amendments, repeals and revocations
68. Transitional provisions
69. Privy Council procedures etc.
Signature

SCHEDULE 1 — AMENDMENTS, REPEALS AND REVOCATIONS

PART 1 — Primary legislation

1. Repeal of the Pharmacy Act 1954
2. Amendment of the Medicines Act 1968
3. Amendment of the Poisons Act 1972
4. Amendment of the National Health Service (Scotland) Act 1978
5. Amendment of the Value Added Tax Act 1994
6. Repeal of the Pharmacists (Fitness to Practise) Act 1997
7. Amendment of the Data Protection Act 1998
8. Amendment of the National Health Service Reform and Health Care Professions Act 2002
9. Amendment of the Income Tax (Earnings and Pensions) Act 2003
10. Amendment of the National Health Service Act 2006
11. Amendment of the National Health Service (Wales) Act 2006

PART 2 — Secondary legislation

12. Amendment of the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975

13. Amendment of the Medicines (Sale or Supply) (Miscellaneous Provisions) Regulations 1980
14. Amendment of the Medicines (Pharmacy and General Sale – Exemption) Order 1980
15. Amendment of the Pharmaceutical Qualifications (EEC Recognition) Order 1987
16. Amendment of the National Health Service (Pharmaceutical Services) Regulations 1992
17. Amendment of the Medicines for Human Use (Marketing Authorisations Etc.) Regulations 1994
18. Amendment of the National Health Service (Pharmaceutical Services) (Scotland) 1995
19. Revocation of the Pharmaceutical Qualifications (Recognition) Regulations 1996
20. Amendment of the Prescription Only Medicines (Human Use) Order 1997
21. Amendment of the Transfer of Functions (Lord Advocate and Secretary of State) Order 1999
22. Amendment of the Scotland Act 1998 (Functions Exercisable in or as Regards Scotland) Order 1999
23. Amendment of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 1999
24. Amendment of the National Health Service (Charges for Drugs and Appliances) Regulations 2000
25. Amendment of the National Health Service (Charges for Drugs and Appliances) (Wales) Regulations 2001
26. Amendment of the Adults with Incapacity (Countersignatories of Applications for Authority to Intromit) (Scotland) Regulations 2001
27. Amendment of the National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations 2001
28. Amendment of the Council for the Regulation of Health Care Professionals (Appointment etc.) Regulations 2002
29. Amendment of the European Communities (Recognition of Professional Qualifications) (Second General System) Regulations 2002
30. Amendment of the Adults with Incapacity (Ethics Committee) (Scotland) Regulations 2002
31. Amendment of the Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003
32. Amendment of the European Qualifications (Health Care Professions) Regulations 2003
33. Amendment of the Medicines (Child Safety) Regulations 2003
34. Amendment of the National Health Service (General Medical Services Contracts) Regulations 2004
35. Amendment of the National Health Service (General Medical Services Contracts) (Wales) Regulations 2004
36. Amendment of the National Health Service (Personal Medical Services Agreements) Regulations 2004
37. Amendment of the Medicines for Human Use (Clinical Trials) Regulations 2004
38. Amendment of the European Qualifications (Health and Social Care Professions and Accession of New Member States) Regulations 2004
39. Amendment of the Cosmetic Products (Safety) Regulations 2004
40. Amendment of the National Health Service (General Medical Services Contracts) (Scotland) Regulations 2004

41. Amendment of the National Health Service (Primary Medical Services Section 17C Agreements) (Scotland) Regulations 2004
42. Amendment of the National Health Service (Pharmaceutical Services) Regulations 2005
43. Amendment of the Medicines for Human Use (Prescribing) Order 2005
44. Amendment of the Gender Recognition (Disclosure of Information) (England, Wales and Northern Ireland) (No. 2) Order 2005
45. Amendment of the Gender Recognition (Disclosure of Information) (Scotland) Order 2005

SCHEDULE 2 — TRANSITIONAL PROVISIONS

PART 1 — General

1. Interpretation of this Schedule and construction of old legislation
2. Continuation in office of the Registrar and Deputy Registrar
3. Continuation of the old committees
4. The Society's byelaws

PART 2 — Registration of pharmacy technicians

5. Entry in the Register of Pharmacy Technicians: persons on the voluntary register
6. Transitional arrangements in respect of persons practising as pharmacy technicians before the statutory register is opened

PART 3 — Outstanding registration cases

7. Outstanding referrals to, and cases before, the Statutory Committee where no direction has been given
8. Outstanding appeals to the Council
9. Outstanding appeals to the county court or the sheriff

PART 4 — Fitness to practise

10. Outstanding fitness to practise proceedings
11. Applicants for registration or restoration who are subject to directions given under the 1954 Act
12. Outstanding appeals to the courts against directions of the Statutory Committee

PART 5 — Transfer of responsibilities under the Medicines Act 1968

13. Referral of outstanding business and premises cases from the Statutory Committee to the Disciplinary Committee

Explanatory Note