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DRAFT STATUTORY INSTRUMENTS

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**2007 No.**

**The Pharmacists and Pharmacy Technicians Order 2007**

**PART 3**

Registration of pharmacy technicians

**Offences relating to the Register of Pharmacy Technicians**

**29.**—(1) A person commits an offence if—

(a) he falsely represents that—

- (i) he is registered in the Register of Pharmacy Technicians,
  - (ii) he is registered in a particular part of the Register of Pharmacy Technicians, or
  - (iii) his registration in the Register of Pharmacy Technicians has a particular annotation;
- or

(b) he uses—

- (i) subject to paragraph (3), the title “pharmacy technician” or “registered pharmacy technician” without being registered in the Register of Pharmacy Technicians, or
- (ii) a title in respect of a particular annotation, which is a prescribed specialist title, where he does not have an entry in the Register of Pharmacy Technicians with that particular annotation.

(2) For the purposes of paragraph (1)(b)(ii), “prescribed specialist title” means a title for a pharmacy technician which the Council prescribes as being a title that is only to be used by a registrant with a particular annotation.

(3) A person may use the title “pharmacy technician” without committing an offence under paragraph (1)(b)(i) until—

(a) the end of a period of two years beginning on the day this article comes into force; or

(b) if—

- (i) he has applied to be registered in the Register of Pharmacy Technicians during that two year period, and
- (ii) his application (including any appeal) has not been disposed of during that two year period,

his application (including any appeal) has been disposed of.

(4) A person commits an offence if he practises as a pharmacy technician whilst being registered in Part 2 of the Register of Pharmacy Technicians.

(5) A person who exhibits any certificate purporting to be a certificate of registration issued under article 32 in respect of a registered pharmacy technician but which is not a certificate of registration issued under that article in respect of a registered pharmacy technician commits an offence.

(6) If a person—

- (a) uses, or lends to or allows to be used by any other person, a certificate of registration in respect of a pharmacy technician issued under article 32; or
  - (b) makes or has in his possession any document closely resembling such a certificate,
- for fraudulent purposes, he commits an offence.
- (7) Any person who commits an offence under—
- (a) paragraph (1) or (4) shall be liable on summary conviction to a fine not exceeding level 5 on the standard scale; or
  - (b) paragraph (5) or (6) shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.