
DRAFT STATUTORY INSTRUMENTS

2010 No.

**The General and Specialist Medical Practice
(Education, Training and Qualifications) Order 2010**

Citation and commencement

1.—(1) This Order may be cited as the General and Specialist Medical Practice (Education, Training and Qualifications) Order 2010.

(2) This article, articles 2, 5, 6 and 8 and Schedule 2 come into force on the day after the day on which this Order is made.

(3) Any other provision of this Order which confers, amends or substitutes powers enabling rules, regulations or orders to be made, comes into force on the day after the day on which this Order is made, but only for the purpose of the exercise of those powers.

(4) Except as provided for by paragraph (2) or (3), the provisions of this Order come into force on such day as the Privy Council may by order appoint.

(5) Different days may be appointed by an order under paragraph (4) for different provisions or different purposes.

Interpretation

2. In this Order, “the 1983 Act” means the Medical Act 1983⁽¹⁾.

Abolition of the Postgraduate Medical Education and Training Board

3. The Postgraduate Medical Education and Training Board is abolished.

Amendments to the 1983 Act

4. The amendments to the 1983 Act set out in Schedule 1 have effect.

Transitional, transitory and saving provisions

5.—(1) The transitional, transitory and saving provisions set out in Schedule 2 have effect.

(2) In connection with the commencement of any provision of this Order, the Privy Council may by order make such transitional, transitory or saving provisions as it considers appropriate.

(3) The power to make an order under paragraph (2) may be exercised—

(a) so as to make different provision with respect to—

(i) different cases or different classes of cases, or

(ii) the same case or class of case for different purposes;

(b) in relation to all cases to which the power extends or in relation to all those cases subject to specified exceptions; or

(1) 1983 c.54.

- (c) so as to make any supplementary, incidental or consequential provisions which the Privy Council considers necessary or expedient.

Privy Council procedures etc.

6.—(1) The power of the Privy Council to make an order under article 1(4) or 5(2) may be exercised by any two or more members of the Privy Council.

(2) The power to make an order under article 1(4) or 5(2) shall be exercisable by statutory instrument.

(3) The making of an order under article 1(4) or 5(2) shall be sufficiently signified by an instrument signed by the Clerk of the Privy Council.

(4) For the purposes of section 1 of the Statutory Instruments Act 1946(2) (definition of “Statutory Instrument”), any power to which paragraph (2) applies is to be taken to be conferred by an Act of Parliament.

(5) Where an order of the Privy Council under this Order is signified by an instrument purporting to be signed by the Clerk of the Privy Council, that shall be evidence, and in Scotland sufficient evidence, of—

- (a) the fact that the order was duly made; and
- (b) the order’s terms.

Consequential amendments and revocations

7.—(1) The consequential amendments to primary legislation set out in Part 1 of Schedule 3 have effect.

(2) The consequential amendments to subordinate legislation set out in Part 2 of Schedule 3 have effect.

(3) The revocations of subordinate legislation set out in Part 3 of Schedule 3 have effect.

Extent

8.—(1) Subject to paragraph (2), this Order extends to England and Wales, Scotland and Northern Ireland.

(2) The extent of the amendment or revocation of any enactment in Schedule 3 is the same as that of the amended or revoked enactment.

Name
Clerk of the Privy Council

(2) 1946 c.36; section 1 is amended by the Government of Wales Act 1998 (c.38), Schedule 12, paragraph 2.