



Medical Act 1983

1983 CHAPTER 54

^{F1}PART IIIA

LICENCE TO PRACTISE AND REVALIDATION

Grant, refusal and withdrawal of licence

29B Grant, refusal and withdrawal of licence

- (1) Regulations under section 29A above shall [^{F1}subject to subsection (1A),] provide for a licence to practise to be granted to a medical practitioner—
- on first registration under this Act as a medical practitioner with [^{F2}full registration];
 - on being provisionally registered under this Act; and
 - in such other cases or circumstances as may be prescribed.

[^{F3}(1A) Regulations under section 29A may include provision for a licensing authority to refuse to grant a licence to practise for a medical practitioner in any case where the person has not demonstrated the necessary knowledge of English to the authority (notwithstanding the medical practitioner's registration under Part 2 or 3).

(1B) Regulations under section 29A which include provision under subsection (1A) must also include provision requiring the licensing authority, when determining whether a medical practitioner has demonstrated the necessary knowledge of English, to have regard to guidance published under section 29G(2A).]

- (2) Regulations under section 29A above shall provide for the withdrawal of a licence to practise from a medical practitioner—
- where the practitioner has failed to comply with prescribed requirements of regulations under section 29A above;
 - where the licence to practise was fraudulently procured or otherwise incorrectly granted;
 - where the medical practitioner requests that the licence to practise be withdrawn; and

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- (d) in such other cases or circumstances as may be prescribed.
- [^{F4}(2D) Regulations under section 29A may include provision requiring a licensing authority to take account, in particular, of such evidence as a medical practitioner provides of his knowledge of English.]
- (3) Regulations under section 29A above shall make provision as to the procedure to be followed in connection with the grant or refusal, or the withdrawal, of a licence to practise by a licensing authority.
- (4) If a licensing authority decides—
- (a) to refuse to grant a licence to practise to a medical practitioner; or
 - (b) to withdraw a licence to practise from a medical practitioner,
- the Registrar shall give the practitioner notice in accordance with subsection (5) below.
- (5) The notice required by subsection (4) above is notice of—
- (a) the decision;
 - (b) the reasons given for the decision by the licensing authority concerned; and
 - (c) the practitioner's right of appeal under section 29F below.
- (6) Section 29H below applies in relation to a notice under subsection (4) above.

Textual Amendments

- F1** Words in s. 29B(1) inserted (29.4.2014) by [The Medical Act 1983 \(Amendment\) \(Knowledge of English\) Order 2014 \(S.I. 2014/1101\)](#), arts. 1(1), **3(2)** (with arts. 11, 12)
- F2** Words in s. 29B(1)(a) substituted (19.7.2006, 9.9.2009 in so far as not already in force as notified in the London Gazette dated 21.8.2009) by [The Medical Act 1983 \(Amendment\) and Miscellaneous Amendments Order 2006 \(S.I. 2006/1914\)](#), art. 1(2)(b)(c)(3), 7
- F3** S. 29B(1A)(1B) inserted (29.4.2014) by [The Medical Act 1983 \(Amendment\) \(Knowledge of English\) Order 2014 \(S.I. 2014/1101\)](#), arts. 1(1), **3(3)** (with arts. 11, 12)
- F4** S. 29B(2D) inserted (29.4.2014) by [The Medical Act 1983 \(Amendment\) \(Knowledge of English\) Order 2014 \(S.I. 2014/1101\)](#), arts. 1(1), **3(4)** (with arts. 11, 12)

[^{F5}29C Dealing with questions as to impairment of fitness to practise

- (1) Paragraph (2) applies if—
- (a) in the course of revalidation, it comes to the attention of a licensing authority that a medical practitioner's fitness to practise is called into question by one or more of the matters mentioned in section 35C(2) below; but
 - (b) no allegation to that effect has been made to the General Council against the practitioner.
- (2) The Registrar shall notify the practitioner and section 35C below shall apply as if an allegation that the practitioner's fitness to practise is impaired had been made to the General Council under that section.]

Textual Amendments

- F5** S. 29C substituted (3.12.2012 immediately after the commencement of S.I. 2002/3135, art. 10 in so far as it relates to 1983 c. 54, ss. 29A(4)(d), 29C and S.I. 2006/1914, art. 65 (and art. 2 in so far

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as it relates to art. 65)) by [The Medical Profession \(Miscellaneous Amendments\) Order 2008 \(S.I. 2008/3131\)](#), art. 1(4), **Sch. 1 para. 10**; S.I. 2012/2686, arts. 1(3), 2(a)(iii)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act words substituted by [2005 c. 4 Sch. 11 para. 6](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 29B(2A)-(2C) inserted by [S.I. 2008/3131 Sch. 1 para. 9\(2\)](#)
- s. 29B(2A)(a) word substituted by [S.I. 2010/234 Sch. 1 para. 2](#)
- s. 29B(3A) inserted by [S.I. 2008/3131 Sch. 1 para. 9\(3\)](#)
- s. 29E(1)(d)(e) inserted by [S.I. 2008/3131 Sch. 1 para. 12\(2\)\(b\)](#)
- s. 29E(2)(e)(f) inserted by [S.I. 2008/3131 Sch. 1 para. 12\(3\)\(b\)](#)
- s. 29F(1)(d)(e) inserted by [S.I. 2008/3131 Sch. 1 para. 14\(3\)](#)
- s. 35C(2)(f)(g) inserted by [S.I. 2008/1774 Sch. 1 para. 15](#) (This amendment not applied to [legislation.gov.uk](#). It was due to come into force on the coming into force of s. 44(1) of the Safeguarding Vulnerable Groups Act 2006 (c. 47), see art. 1(4). S. 44(1) was repealed without ever being in force on 10.9.2012 by [2012 c. 9, s. 75\(6\)](#), [Sch. 10 Pt. 5](#); [S.I. 2012/2234, art. 2](#))
- s. 35ZA inserted by [2008 c. 14 Sch. 7 para. 4](#)
- Sch. 1 para. 1A(1)(b)(iv)(v) inserted by [S.I. 2024/374 Sch. 5 para. 1\(2\)\(b\)\(iii\)](#)
- Sch. 3B para. 5(d)(e) inserted by [S.I. 2008/3131 Sch. 1 para. 19\(2\)\(b\)](#)
- Sch. 3B para. 6(1)(d)(e) inserted by [S.I. 2008/3131 Sch. 1 para. 19\(3\)\(a\)\(ii\)](#)
- Sch. 3B para. 6(2)(d)(e) inserted by [S.I. 2008/3131 Sch. 1 para. 19\(3\)\(b\)\(ii\)](#)
- Sch. 3B para. 7(1)(d)(e) inserted by [S.I. 2008/3131 Sch. 1 para. 19\(4\)\(a\)\(ii\)](#)
- Sch. 3B para. 7(2)(c) and word inserted by [S.I. 2008/3131 Sch. 1 para. 19\(4\)\(b\)\(ii\)](#)