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STATUTORY INSTRUMENTS

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**2004 No. 3365**

**The National Health Service (Appointment of Consultants) Amendment Regulations 2004**

**Amendment of regulation 5 of the principal Regulations**

3.—(1) Regulation 5 of the principal Regulations (exempt appointments) is amended as follows.

(2) In paragraph (1), sub-paragraph (d), delete “an NHS trust,”.

(3) In paragraph (1), sub-paragraph (e)(ii) for “NHS trust” substitute “Authority”.

(4) In paragraph (1), sub-paragraph (g)—

(a) for “Public Health Laboratory Service Board” substitute “special health authority established by article 2 of the Health Protection Agency (Yr Asiantaeth Diogelu Iechyd) (Establishment) Order 2003<sup>(1)</sup> or the Health Protection Agency established by the Health Protection Agency Act 2004<sup>(2)</sup>”;

(b) for “or that Board” substitute “special health authority or Agency”.

(5) After paragraph (1)(g) insert—

“(h) a person who has been accredited as a consultant and has been appointed to a consultant post in the Defence Medical Services, and whose appointment to the staff of an Authority will be to a post in which the duties and location of the post are substantially the same as the duties and location of the post previously held in the Defence Medical Services;”;

“(i) a person whose last employment by an Authority was in post as a consultant, the termination of which employment was by reason of retirement and who is appointed to a consultant post in the same Authority without any significant alteration in the duties of the post.”.

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<sup>(1)</sup> S.I. 2003/505.

<sup>(2)</sup> c.17.