
STATUTORY INSTRUMENTS

2007 No. 3101

The European Qualifications (Health and Social Care Professions) Regulations 2007

PART 3

MEDICAL PRACTITIONERS: THE GENERAL AND SPECIALIST MEDICAL PRACTICE (EDUCATION, TRAINING AND QUALIFICATIONS) ORDER 2003

Amendment of Schedule 1

56. In Schedule 1 ^{M1} (interpretation)—

- (a) in the definition of “certificate of acquired rights”—
 - (i) for “article 36(4)” substitute “ article 30(1) ”, and
 - (ii) for “a vocational training certificate in general practice” substitute “ the evidence of formal qualifications of a general practitioner referred to in Annex V, point 5.1.4 of the Directive ”;
- (b) for the definition of “competent authority” substitute—

““competent authority” means any authority or body of a relevant European State designated by that State for the purposes of the Directive as competent to—

 - (a) receive or issue evidence of qualifications or other information or documents, or
 - (b) receive applications and take the decisions referred to in the Directive, in connection with practice as a general practitioner or a specialist;”;
- (c) in the definition of “CCT”, omit “, including any such certificate” to the end;
- (d) for the definition of “the Directive” substitute—

““the Directive” means Directive [2005/36/EC](#) of the European Parliament and of the Council of 7th September 2005 on the recognition of professional qualifications ^{M2}, and references in this Order to the Directive or to any provision of the Directive are references to the Directive, or to that provision of the Directive, as amended from time to time;”;
- (e) omit the definition of “EEA”;
- (f) omit the definition of “EEA Agreement”;
- (g) omit the definition of “EEA State”;
- (h) after the definition of “ESMQO 1995”, insert—

““exempt person” means—

 - (a) a national of a relevant European State other than the United Kingdom,
 - (b) a national of the United Kingdom who is seeking access to, or is pursuing, the medical profession by virtue of an enforceable Community right; or

Changes to legislation: There are currently no known outstanding effects for the The European Qualifications (Health and Social Care Professions) Regulations 2007, Section 56. (See end of Document for details)

- (c) a person who is not a national of a relevant European State but who is, by virtue of an enforceable Community right, entitled to be treated, for the purposes of access to and pursuit of the medical profession, no less favourably than a national of a relevant European State;”;
- (i) after the definition of “General Practitioner Register” insert—
““General Systems Regulations” means the European Communities (Recognition of Professional Qualifications) Regulations 2007 ^{M3},”;
- (j) in the definition of “national”, for “an EEA State” substitute “a relevant European State ”;
- (k) omit the definition of “registered dentist”;
- (l) after the definition of “the Registers” insert—
““relevant European State” means an EEA State or Switzerland;”;
- (m) omit the definition of “vocational training certificate”.

Marginal Citations

- M1** Relevant amendments to Schedule 1 were made by [S.I. 2004/1947](#).
- M2** OJ No. L255, 30.09.2005, p.22, as amended by Council Directive 2006/100/EC of 20th November 2006, OJ No. L363 of 20.12.2006, p.141.
- M3** [S.I. 2007/2781](#).

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