

STATUTORY INSTRUMENTS

**2010 No. 231**

**The Pharmacy Order 2010**

**PART 4**

**Registration**

**Pre-entry requirements in respect of qualifications and additional education, training or experience: pharmacists**

**21.**—(1) For the purposes of article 20(1)(a)(i), a person (“P”) is “appropriately qualified” as a pharmacist if—

(a) P has a qualification awarded in Great Britain which has been approved by the Council as attesting to a standard of proficiency for the safe and effective practice of pharmacy that, in the Council’s opinion, it is necessary for a person to achieve in order to be entered in Part 1 of the Register <sup>F1</sup> ...;

<sup>F2</sup>(b) .....

<sup>F3</sup>(c) ..... or

(d) <sup>F4</sup>... P has, elsewhere than in Great Britain, undergone training as a pharmacist, and—

(i) holds a qualification which has been approved by the Council as attesting to a standard of proficiency for the safe and effective practice of pharmacy that, in the Council’s opinion, it is necessary for a person to achieve in order to be entered in Part 1 of the Register, or

(ii) holds a qualification which—

<sup>F5</sup>(aa) .....

(bb) <sup>F6</sup>... taken together with the additional education, training or experience that the Registrar requires P to undertake pursuant to article 20(1)(a)(iii), indicates that P has met the standard of proficiency for the safe and effective practice of pharmacy that, in the Council’s opinion, it is necessary for a person to achieve in order to be entered in Part 1 of the Register.

<sup>F7</sup>(1A) A relevant European qualification is to be treated as a qualification which has been approved under paragraph (1)(d)(i).

(1B) In this article [<sup>F8</sup>and article 20A] “relevant European qualification” means—

(a) a qualification that falls within article 21A and has not been designated by the Council for the purposes of this sub-paragraph, or

(b) a qualification in pharmacy that does not fall within article 21A but—

(i) was granted in a relevant European State, and

(ii) attests, in the opinion of the Council, to a comparable standard of proficiency to that attested to by a qualification approved under paragraph (1)(a).

(1C) The Council—

- (a) may designate a qualification for the purposes of paragraph (1B)(a) only with the approval of the Privy Council;
- (b) must maintain and publish a list of the qualifications that are so designated.]

[<sup>F9</sup>(1D) The Council may designate a specified state qualification for the purpose of paragraph (1B)(a), or determine that a specified state qualification is not evidence of having reached a standard of proficiency comparable to that evidenced by a qualification approved under paragraph (1)(a), only where one or more of Conditions 1 to 3 are met.

(1E) Condition 1 is met where there exists a substantial difference between the standard of proficiency evidenced by the specified state qualification and the standard of proficiency for the safe and effective practice that, in the Council’s opinion, it is necessary for a person to achieve in order to be entered in Part 1 of the Register.

(1F) Condition 2 is met where the professional activities to which a qualification approved under paragraph (1)(a) relates include one or more professional activities that cover substantially different matters from those covered by the specified state qualification.

(1G) Condition 3 is met where requiring a person who holds a specified state qualification to pass an aptitude test or to successfully complete an adaptation period, or to do both, would amount to requiring the person to acquire a qualification approved under paragraph (1)(a).]

- <sup>F10</sup>(2) .....
- <sup>F10</sup>(3) .....
- <sup>F10</sup>(4) .....
- <sup>F10</sup>(5) .....
- <sup>F11</sup>(6) .....

<b>F1</b>	Words in art. 21(1)(a) omitted (31.12.2020) by virtue of <a href="#">The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593)</a> , reg. 1(2), <b>Sch. 2 para. 11(2)(a)</b> (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)
<b>F2</b>	Art. 21(1)(b) omitted (31.12.2020) by virtue of <a href="#">The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593)</a> , reg. 1(2), <b>Sch. 2 para. 11(2)(b)</b> (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)
<b>F3</b>	Art. 21(1)(c) omitted (31.12.2020) by virtue of <a href="#">The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593)</a> , reg. 1(2), <b>Sch. 2 para. 11(2)(c)</b> (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)
<b>F4</b>	Words in art. 21(1)(d) omitted (31.12.2020) by virtue of <a href="#">The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593)</a> , reg. 1(2), <b>Sch. 2 para. 11(2)(d)(i)</b> (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)
<b>F5</b>	Art. 21(1)(d)(ii)(aa) omitted (31.12.2020) by virtue of <a href="#">The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593)</a> , reg. 1(2), <b>Sch. 2 para. 11(2)(d)(ii)</b> (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)
<b>F6</b>	Words in art. 21(1)(d)(ii)(bb) omitted (31.12.2020) by virtue of <a href="#">The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593)</a> , reg. 1(2), <b>Sch. 2 para. 11(2)(d)(iii)</b> (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)

- F7** Art. 21(1A)-(1C) inserted (31.12.2020) by The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593), reg. 1(2), **Sch. 2 para. 11(3)** (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)
- F8** Words in art. 21(1B) inserted (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023 (S.I. 2023/1286), reg. 1, **Sch. 3 para. 80(a)**
- F9** Art. 21(1D)-(1G) inserted (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023 (S.I. 2023/1286), reg. 1, **Sch. 3 para. 80(b)**
- F10** Art. 21(2)-(5) omitted (31.12.2020) by virtue of The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593), reg. 1(2), **Sch. 2 para. 11(4)** (with reg. 12A, Sch. 2 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 10(3)-(7)); 2020 c. 1, Sch. 5 para. 1(1)
- F11** Art. 21(6) omitted (1.6.2016) by virtue of The Health Care and Associated Professions (Knowledge of English) Order 2015 (S.I. 2015/806), arts. 1(3), **47**; S.I. 2015/1451, art. 6(b)

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**Commencement Information**

- I1** Art. 21 in force at 10.2.2010 for specified purposes, see **art. 1(3)**
- I2** Art. 21 in force at 27.9.2010 in so far as not already in force by S.I. 2010/1621, art. 2(1), **Sch.**

**Changes to legislation:**

There are currently no known outstanding effects for the The Pharmacy Order 2010, Section 21.