

## STATUTORY INSTRUMENTS

# 2010 No. 231

## The Pharmacy Order 2010

### PART 6

#### Fitness to practise

##### Standards of conduct and performance

**48.**—(1) The Council must—

- (a) set standards relating to the conduct, ethics and performance expected of registrants; and
- (b) make provision in rules regarding the criteria to which the Fitness to Practise Committee is to have regard when deciding, in the case of any registrant, whether or not the requirements as to fitness to practise are met in relation to that registrant.

[<sup>F1</sup>(1A) The standards set under this article may include standards which relate only to the conduct, ethics and performance expected of registered pharmacists who are—

[ chief pharmacists for the purposes of section 67F of the Medicines Act 1968,]

<sup>F2</sup>(za)

- (a) responsible pharmacists for the purposes of sections 70 to 72 of the Medicines Act 1968, or
- (b) superintendent pharmacists.

(1B) Where the standards set under this article include standards of the type mentioned in paragraph (1A), the standards may include a description of the professional responsibilities of [<sup>F3</sup>chief pharmacists,] responsible pharmacists or (as the case may be) superintendent pharmacists.]

(2) The Council must publish the standards set under this article, as they exist from time to time, in such manner as it considers appropriate.

(3) Where any registrant is alleged to have failed to comply with standards set under this article, that failure—

- (a) is not, of itself, to be taken to constitute misconduct on the registrant's part; but
- (b) is to be taken into account in any proceedings against the registrant under this Order.

**F1** Art. 48(1A)(1B) inserted (1.12.2022) by [The Pharmacy \(Responsible Pharmacists, Superintendent Pharmacists etc.\) Order 2022 \(S.I. 2022/849\)](#), arts. 1(3), **7(1)**; S.I. 2022/1023, art. 2

**F2** Art. 48(1A)(za) inserted (1.12.2022) by [The Pharmacy \(Preparation and Dispensing Errors – Hospital and Other Pharmacy Services\) Order 2022 \(S.I. 2022/851\)](#), arts. 1(3), **10(1)(a)** (with art. 3); S.I. 2022/1024, art. 2

**F3** Words in art. 48(1B) inserted (1.12.2022) by [The Pharmacy \(Preparation and Dispensing Errors – Hospital and Other Pharmacy Services\) Order 2022 \(S.I. 2022/851\)](#), arts. 1(3), **10(1)(b)** (with art. 3); S.I. 2022/1024, art. 2

##### Commencement Information

**I1** Art. 48 in force at 10.2.2010 for specified purposes, see [art. 1\(3\)](#)

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**Changes to legislation:** There are currently no known outstanding effects for the The Pharmacy Order 2010, Section 48. (See end of Document for details)

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**I2** [Art. 48](#) 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 48.