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STATUTORY INSTRUMENTS

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**2013 No. 335**

**The National Health Service (Performers Lists) (England) Regulations 2013**

**PART 1**

**General Provisions as to Performers Lists**

**Notification**

**18.**—(1) Within 7 days of making a decision mentioned in paragraph (2), the persons and bodies referred to in paragraph (3) are to be notified by the Board of the matters set out in paragraph (4).

(2) A decision of the Board referred to in paragraph (1) is a decision to—

- (a) refuse to include a Practitioner in a performers list on the grounds referred to in regulation 7(1), 27(1), 34(1) or (2) or 40(1);
- (b) impose conditions under regulation 10 or 12;
- (c) vary conditions or impose new conditions under regulation 11;
- (d) suspend a Practitioner from a performers list under regulation 12; or
- (e) remove a Practitioner from a performers list under regulation 11(1)(c), 14 or 17(6)(b).

(3) The persons and bodies referred to in paragraph (1) are—

- (a) the Secretary of State;
- (b) the Scottish Executive;
- (c) the Welsh Ministers;
- (d) the Northern Ireland Executive;
- (e) the relevant body and any other appropriate regulatory body;
- (f) the NHSLA;
- (g) where it is a fraud case, the NHS Business Services Authority;
- (h) persons or bodies that can establish to the Board's satisfaction that they are employing or considering employing the Practitioner in a professional capacity; and
- (i) a partnership which provides primary services and can establish that the Practitioner is or was a member of the partnership or that it is considering inviting the Practitioner to become such a member.

(4) The matters referred to in paragraph (1) are—

- (a) the Practitioner's name, address and date of birth;
- (b) the Practitioner's professional registration number;
- (c) the date of, and a copy of, the Board's decision; and
- (d) a contact name of a person in the Board for further enquiries.

(5) The Board must send to the Practitioner a copy of any information about the Practitioner which it provides to the persons and bodies listed in paragraph (3) together with any correspondence with those persons and bodies relating to that information.

(6) Where the Board has notified the persons and bodies specified in paragraph (3) of the matters set out in paragraph (4), it is, in addition, if requested by any such person or body, to notify that person or body of any evidence that was considered in making its decision, including any representations from the Practitioner.

(7) Where a decision of the Board is changed on review or appeal, or a suspension ends, the Board is to notify the persons and bodies that were notified of the original decision of the later decision or the fact that that suspension has ended.