
STATUTORY INSTRUMENTS

2016 No. 1030

**The European Qualifications (Health and
Social Care Professions) Regulations 2016**

PART 6

OPTICIANS, OSTEOPATHS AND CHIROPRACTORS

CHAPTER 1

AMENDMENT OF THE OPTICIANS ACT 1989

Introductory

86. The Opticians Act 1989⁽¹⁾ is amended in accordance with this Chapter.

Amendment of section 8C

87.—(1) Section 8C (visiting optometrists: entitlement to registration)⁽²⁾ is amended as follows.

(2) In subsection (2), for “8” substitute “12”.

(3) In subsection (5)—

- (a) for “17” substitute “24”;
- (b) for “8” substitute “12”.

Amendment of section 8D

88.—(1) Section 8D (visiting dispensing opticians: entitlement to registration)⁽³⁾ is amended as follows.

(2) In subsection (2), for “8” substitute “12”.

(3) In subsection (5)—

- (a) for “17” substitute “24”;
- (b) for “8” substitute “12”.

Amendment of section 23G

89.—(1) Section 23G (appeals from the Registration Appeals Committee and the Fitness to Practise Committee)⁽⁴⁾ is amended as follows.

(2) In subsection (1)(c), omit the “and” at the end.

(1) c. 44.

(2) Section 8C was inserted by [S.I. 2007/3101](#).

(3) Section 8D was inserted by [S.I. 2007/3101](#).

(4) Section 23G was inserted by [S.I. 2005/848](#) and amended by section 99 of, and Schedule 7 to, the Health and Social Care Act 2008.

- (3) In subsection (1)(d), at the end insert “; and”.
- (4) In subsection (1), after paragraph (d), insert—
 - “(e) a decision of the Council under regulation 67 of the General Systems Regulations to send an alert about a person.”.
- (5) In subsection (4)(b), for “, (c) or (d)” substitute “to (e)”.
- (6) In subsection (4)(c), for “, (c) or (d)” substitute “to (e)”.
- (7) After subsection (7), insert—
 - “(8) On an appeal under this section from a decision falling within subsection (1)(e), the relevant court may—
 - (a) dismiss the appeal; or
 - (b) allow the appeal and direct that the alert be withdrawn or amended,
 and may make such order for costs (or, in Scotland, expenses) as it (or the sheriff) thinks fit.”.

Amendment of section 36

- 90.**—(1) Section 36(1) (interpretation)(5) is amended as follows.
- (2) For the definition of “General Systems Regulations”, substitute—
 - ““General Systems Regulations” means the European Union (Recognition of Professional Qualifications) Regulations 2015 ([S.I. 2015/2059](#));”.

CHAPTER 2

AMENDMENT OF THE OSTEOPATHS ACT 1993

Introductory

- 91.** The Osteopaths Act 1993(6) is amended in accordance with this Chapter.

Amendment of section 5A

- 92.**—(1) Section 5A (temporary registration for visiting osteopaths from relevant European States)(7) is amended as follows.
- (2) In subsection (2), for “8” substitute “12”.
- (3) In subsection (5)—
 - (a) for “17” substitute “24”;
 - (b) for “8” substitute “12”.

Amendment of section 29A

- 93.**—(1) Section 29A (appeals against decisions of the General Council)(8) is amended as follows.
- (2) In subsection (2), after paragraph (b), insert—

(5) Section 36(1) was amended by [S.I. 2007/3101](#). There are other amendments but these are not relevant to these Regulations.

(6) c. 21.

(7) Section 5A was inserted by [S.I. 2007/3101](#).

(8) Section 29A was inserted by [S.I. 2007/3101](#). There are other amendments but these are not relevant to these Regulations.

“(c) a decision of the General Council under regulation 67 of the General Systems Regulations to send an alert about a person.”.

(3) In subsection (3)(b), after “against” insert “or, in the case of an appeal from a decision falling within subsection (2)(c), direct that the alert be withdrawn or amended”.

Amendment of section 41

94.—(1) Section 41 (interpretation)(**9**) is amended as follows.

(2) For the definition of “the General Systems Regulations”, substitute—

““the General Systems Regulations” means the European Union (Recognition of Professional Qualifications) Regulations 2015 ([S.I. 2015/2059](#));”.

CHAPTER 3

AMENDMENT OF THE CHIROPRACTORS ACT 1994

Introductory

95. The Chiropractors Act 1994(**10**) is amended in accordance with this Chapter.

Amendment of section 5A

96.—(1) Section 5A (temporary registration for visiting chiropractors from relevant European States)(**11**) is amended as follows.

(2) In subsection (2) for “8” substitute “12”.

(3) In subsection (5)—

(a) for “17” substitute “24”;

(b) for “8” substitute “12”.

Amendment of section 29A

97.—(1) Section 29A (appeals against decisions of the General Council)(**12**) is amended as follows.

(2) In subsection (2), after paragraph (b), insert—

“(c) a decision of the General Council under regulation 67 of the General Systems Regulations to send an alert about a person.”.

(3) In subsection (3)(b), after “against” insert “or, in the case of an appeal from a decision falling within subsection (2)(c), direct that the alert be withdrawn or amended”.

Amendment of section 43

98.—(1) Section 43 (interpretation)(**13**) is amended as follows.

(2) For the definition of “the General Systems Regulations”, substitute—

““the General Systems Regulations” means the European Union (Recognition of Professional Qualifications) Regulations 2015 ([S.I. 2015/2059](#));”.

(9) Section 41 was amended by [S.I. 2007/3101](#). There are other amendments but these are not relevant to these Regulations.

(10) c. 17.

(11) Section 5A was inserted by [S.I. 2007/3101](#).

(12) Section 29A was inserted by [S.I. 2007/3101](#). There are other amendments but these are not relevant to these Regulations.

(13) Section 43 was amended by [S.I. 2007/3101](#). There are other amendments but these are not relevant to these Regulations.

Status: *This is the original version (as it was originally made).*
