
STATUTORY INSTRUMENTS

2023 No. 1286

PROFESSIONAL QUALIFICATIONS

The Recognition of Professional Qualifications
and Implementation of International Recognition
Agreements (Amendment) Regulations 2023

Made - - - - 29th November 2023

Coming into force 1st December 2023

THE RECOGNITION OF PROFESSIONAL QUALIFICATIONS
AND IMPLEMENTATION OF INTERNATIONAL RECOGNITION
AGREEMENTS (AMENDMENT) REGULATIONS 2023

PART 1

General provisions

1. Citation and commencement
2. Extent and application
3. Interpretation
4. Amendments to legislation for the purpose of, and in connection with, the EEA EFTA free trade agreement
5. Amendments to legislation consequent upon the commencement of section 5(1) of the Professional Qualifications Act 2022 and revoking other retained EU recognition law

PART 2

Recognition of professional qualifications obtained in a specified state

6. Application of Part 2
7. Recognition of professional qualifications
8. Refusal to recognise professional qualifications
9. Aptitude tests and adaptation periods
10. Procedure to be followed on application for recognition
11. Knowledge of language
12. Appeals
13. Fees

Status: This is the original version (as it was originally made).

PART 3

Provision of information and dealing with enquiries

14. Application of Part 3
15. Provision of information
16. Enquiries relating to professional qualifications and other conditions of practice
Signature

SCHEDULE 1 — The specified states

1. Iceland.
2. The Principality of Liechtenstein.
3. The Kingdom of Norway.

SCHEDULE 2 — The regulated professions referred to in regulation 3(2)

1. Aerobatic Pilot.
2. Aeromedical Examiner.
3. Air Ground Communications Service Operator.
4. Air Traffic Controller.
5. Air Traffic Controller Assessor.
6. Air Traffic Controller Instructor.
7. Air Traffic Safety Electronics Personnel.
8. Aircraft Cabin Crew.
9. Certifying Staff (Continuing Airworthiness of Aircraft).
10. Commercial Balloon Pilot.
11. Commercial Banner Towing Pilot.
12. Commercial Pilot – Aeroplane.
13. Commercial Pilot – Airship.
14. Commercial Pilot – Helicopter.
15. Commercial Sailplane Pilot.
16. Flight Examiner.
17. Flight Information Service Officer.
18. Flight Instructor.
19. Flight Test Pilot.
20. Rescue and Firefighting Personnel.
21. Able Seafarer Deck Certificate – 11/5.
22. Able Seafarer Engine – STCW 111/5.
23. Deck Officer, Management Level – STCW 11/2.
24. Deck Officer, Operational Level – STCW 11/1.
25. Electro-technical Officer (ETO) – STCW III/6.
26. Electro-tech Rating – STCW III/7.
27. Engineer Officer, Management Level, III/2.
28. Engineer Officer, Operational Level – STCW III/1.
29. Engine Room Rating – STCW III/4.
30. Rating Deck – STCW II/4.
31. Dangerous Goods Driver.
32. Dangerous Goods Safety Adviser.

SCHEDULE 3 — Amendments for the purpose of, and in connection with, implementing the EEA EFTA free trade agreement

- PART 1 — Amendments in relation to animal welfare professions
1. Amendments to Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations
 2. Amendments to Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing
 3. Amendments to the Welfare of Animals at the Time of Killing (England) Regulations 2015
- PART 2 — Amendments in relation to education professions
4. Amendments to the Education (School Teachers' Qualifications) (England) Regulations 2003
 5. Amendments to the Education (Induction Arrangements for School Teachers) (England) Regulations 2012
- PART 3 — Amendments in relation to F-gas handler professions
6. Amendments to Regulation (EU) No 517/2014 of the European Parliament and of the Council of 16 April 2014 on fluorinated greenhouse gases and repealing Regulation (EC) No 842/2006
 7. Amendments to the Ozone-Depleting Substances Regulations 2015
- PART 4 — Amendments in relation to food examiners
8. Amendments to the Food Safety (Sampling and Qualifications) (England) Regulations 2013
 9. Amendments to the Food Safety (Sampling and Qualifications) Regulations (Northern Ireland) 2013
- PART 5 — Amendments in relation to healthcare professions
10. Amendments to the Medical Act 1983
 11. In section 21B (full registration of persons with an overseas...
 12. After section 21B, insert— Further provision relating to the registration...
 13. After section 29G (guidance), insert— Information for specified state professionals...
 14. In section 32 (registration fees), after subsection (1), insert—
 15. In section 55 (interpretation), in subsection (1), at the appropriate...
 16. In Schedule 3 (registration: supplementary provisions)— (a) in paragraph 3...
 17. In Schedule 3A (registration and training appeals)—
 18. Amendments to the Dentists Act 1984
 19. In section 15 (qualification for registration in the dentists register)—...
 20. After section 15, insert— Section 15: further provision relating to...
 21. In section 15A (supplementary provisions as to the necessary knowledge...
 22. In section 18 (procedure for registration)— (a) in subsection (1),...
 23. In section 19 (regulations with respect to the register), after...
 24. In section 21A (notification of results of application)—
 25. After section 26B (guidance), insert— Information for specified state professionals...
 26. In section 36C (qualifications for registration)— (a) after subsection (4A),...
 27. In section 36CA (supplementary provisions as to necessary knowledge of...
 28. In section 36E (rules relating to the dental care professionals...
 29. After section 36E, insert— Applications by specified state professionals under...
 30. In section 36F (fees), after subsection (1), insert—
 31. After section 36M (guidance), insert— Information for specified state professionals...
 32. In section 37 (definition of practice of dentistry), after subsection...
 33. In section 38 (prohibition on practice of dentistry by laymen),...
 34. In section 53 (interpretation), in subsection (1), at the appropriate...

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35. In Schedule 2A (registration appeals: dentists register)—
36. Amendments to the Opticians Act 1989
37. In section 8 (qualifications for being registered)—
38. After section 8, insert— Section 8: further provision relating to...
39. In section 10 (general provisions as to registers and lists),...
40. After section 13A (the Council’s duty to provide guidance on...
41. In section 36 (interpretation), at the appropriate places, insert—
“adaptation...
42. Amendments to the Osteopaths Act 1993
43. In section 3 (full registration)— (a) for subsection (2)(d), substitute—...
44. In section 6 (registration: supplemental provision), after subsection (4),
insert—...
45. After section 6, insert— Registration: provision relating to specified state...
46. In section 14 (recognition of qualifications), after subsection (2A), insert
—...
47. After section 14, insert— Section 14: further provision relating to...
48. After section 19 (the Code of Practice), insert— Information to...
49. In section 29 (appeals against decisions of the Registrar)—
50. In section 41 (interpretation), at the appropriate places, insert—
“adaptation...
51. Amendments to the Chiropractors Act 1994
52. In section 3 (full registration)— (a) for subsection (2)(d), substitute—...
53. In section 6 (registration: supplemental provision), after subsection (4),
insert—...
54. After section 6, insert— Registration: provision relating to specified state...
55. In section 14 (recognition of qualifications), after subsection (2A), insert
—...
56. After section 14, insert— Section 14: further provision relating to...
57. After section 19 (the code of practice), insert— Information for...
58. In section 29 (appeals against decisions of the Registrar)—
59. In section 43 (interpretation), at the appropriate places, insert—
“adaptation...
60. Amendments to the Nursing and Midwifery Order 2001
61. In article 5A (supplementary provisions as to necessary knowledge of...
62. In article 7 (the register: supplemental provisions), after paragraph (2),...
63. In article 9 (registration)— (a) after paragraph (4), insert—
64. In article 13 (approved qualifications)— (a) for paragraph (1)(d)(iii),
substitute—...
65. After article 13, insert— Article 13: further provision relating to...
66. After article 21 (Council’s functions in respect of fitness to...
67. In Schedule 4 (interpretation), at the appropriate places, insert—
“adaptation...
68. Amendments to the Health Professions Order 2001
69. In article 7 (the register: supplemental provisions), in paragraph (2),...
70. After article 7 insert— The register: specified state professionals -...
71. In article 9 (registration)— (a) in paragraph (2), for sub-paragraph...
72. In article 12 (approved qualifications), after paragraph (1), insert—
73. After article 12, insert— Article 12: further provision relating to...
74. In article 15 (education and training), after paragraph (5), insert—...
75. After article 21 (Council’s functions in respect of fitness to...
76. In Schedule 3 (interpretation), in paragraph 1, at the appropriate...
77. Amendments to the Pharmacy Order 2010
78. In article 3 (interpretation), in paragraph (1), at the appropriate...

79. After article 20 (entitlement to entry in Part 1 or...
80. In article 21 (pre-entry requirements in respect of qualifications and...
81. In article 22 (pre-entry requirements in respect of qualifications and...
82. In article 23 (form, manner and content of applications for...
83. In article 23A (supplementary provisions as to necessary knowledge of...
84. In article 24 (notification by the Registrar: entry and renewal)—...
85. After article 36 (fees in connection with entry) insert— Additional...
86. After article 48 (standards of conduct and performance), insert—
Information...
87. Amendments to the Postgraduate Medical Education and Training Order of
Council 2010
88. In article 4 (general practitioners eligible for entry in the...
89. In article 8 (specialists eligible for entry in the Specialist...
PART 6 — Amendments in relation to the professions of statutory auditor and
local public auditor
90. Amendments to the Companies Act 2006
91. Amendments to the Local Audit and Accountability Act 2014
PART 7 — Amendments in relation to professions in transport
92. Amendments to the Road Safety Act 2006
93. Amendments to the Motor Vehicles (Driving Licences) Regulations 1999
94. Amendments to the Motor Cars (Driving Instruction) Regulations 2005
95. Amendments to the Road Traffic (Northern Ireland) Order 2007
96. Amendments to the Train Driving Licences and Certificates Regulations
2010
97. Amendments to the Driving and Motorcycle Riding Instructors
(Recognition of European Professional Qualifications) Regulations 2016
98. Amendments to the Street Works (Qualifications of Operatives and
Supervisors) (England) Regulations 2016

SCHEDULE 4 — Amendments consequent upon the commencement of section 5(1)
of the Professional Qualifications Act 2022 and revoking other EU
recognition law

PART 1 — Amendments in respect of professions in education

1. Amendments to the Education (School Teachers' Qualifications) (England)
Regulations 2003
2. Amendment to the Education (Induction Arrangements for School
Teachers) (England) Regulations 2012

PART 2 — Amendments in respect of professions in transport

3. Amendments to the Road Traffic (Amendment) Act (Northern Ireland)
2016
4. Amendments to the Motor Vehicles (Driving Licences) Regulations 1999
5. Amendments to the Motor Cars (Driving Instruction) Regulations 2005
6. Amendments to the Road Traffic (Northern Ireland) Order 2007
7. Amendments to the Driving and Motorcycle Riding Instructors
(Recognition of European Professional Qualifications) Regulations 2016
8. Amendments to the Street Works (Qualifications of Operatives and
Supervisors) (England) Regulations 2016

PART 3 — Amendment to the Provision of Services Regulations 2009

9. Amendment to the Provision of Services Regulations 2009

Explanatory Note