STATUTORY INSTRUMENTS

2017 No. 1049

HEALTH CARE AND ASSOCIATED PROFESSIONS

The General Medical Council (Miscellaneous Amendments) Order of Council 2017

Made - - - -	*31st October 2017*
Laid before Parliament	*2nd November 2017*
Coming into force - -	*30th November 2017*

At the Council Chambers, Whitehall, the 31st day of October 2017

By the Lords of Her Majesty's Most Honourable Privy Council

The General Medical Council has made the General Medical Council (Miscellaneous Amendments) Rules 2016 which are set out in the Schedule to this Order, in exercise of the powers conferred by sections 1(2) and 35CC(1) of, and paragraph 1B(4) of Schedule 1 to, and paragraphs 1(1), (2ZA), (2ZB), (2C), (2D) and (4) of Schedule 4 to, the Medical Act 1983(**1**).

By virtue of section 1(2) of, and paragraph 1(7) of Schedule 4 to, that Act the Rules are not to have effect until approved by order of the Privy Council.

Citation and commencement

1.—(1) This Order may be cited as the General Medical Council (Miscellaneous Amendments) Order of Council 2017 and comes into force on 30th November 2017.

Privy Council approval

2. Their Lordships, having taken the Rules in the Schedule into consideration, are pleased to and do approve them.

(**1**) 1983 c.54. Section 1(2) was substituted by paragraph 1 of Schedule 1 of S.I 2008/1774. Section 35CC was substituted by article 13 of S.I. 2002/3135 and amended by paragraph 18 of Schedule 1 of S.I. 2008/3131 and articles 4(12) and 22(1) of S.I. 2015/794. Schedule 4 was substituted by S.I. 2002/3135. Paragraph 1(1) of Schedule 4 was amended by article 8(1) of S.I. 2015/794. Paragraph 1B of Schedule 1 was substituted by paragraph 21 of Schedule 1 of S.I 2008/1774. S.I. 2015/794 added the following paragraphs to Schedule 4: paragraphs 1(2ZA), (2ZB), (2C) and (2D). Paragraph 1(4) of Schedule 4 was amended by article 8 of S.I 2015/794. There was no consultation under article paragraph 1(6) of Schedule 4 to the Medical Act 1984 as the amendments were not substantive, consisting of technical and consequential amendments.

Richard Tilbrook
Clerk of the Privy Council

SCHEDULE Article 2

The General Medical Council (Miscellaneous Amendments) Rules 2016

These Rules are made by the General Medical Council in exercise of the powers conferred by sections 1(2) and 35CC(1) of, and paragraph 1B(4) of Schedule 1 to, and paragraphs 1(1), (2ZA), (2ZB), (2C), (2D) and (4) of Schedule 4 to, the Medical Act 1983(**2**).

Citation and commencement

1. These Rules may be cited as the General Medical Council (Miscellaneous Amendments) Rules 2016 and come into force on 30th November 2017.

PART 1

Amendments to the General Medical Council (Fitness to Practise) Rules 2004

Amendments to the General Medical Council (Fitness to Practise) Rules 2004

2. The General Medical Council (Fitness to Practise) Rules 2004(**3**) are amended in accordance with rules 3 to 14.

Amendment of rule 2

3. In rule 2 (interpretation)(**4**), in the definition of "Assessment Team", omit "three or more".

Amendment of rule 17

4. Rule 17 (procedure before a Medical Practitioners Tribunal)(**5**) is amended as follows—

(a) in paragraph (3), for "General Medical Council" substitute "General Council";

(b) for paragraph (5)(b)(ii), substitute—

"(ii) any person from whom the practitioner is seeking such employment or with whom the practitioner is seeking to enter into such an arrangement , and";

(c) in paragraph (9), for "makings", substitute "making".

Amendment of rule 17ZA

5. In rule 17ZA(procedure at a non-compliance hearing)(**6**), before "the order" omit "(1)".

Amendment of rule 18

6. In paragraph 2 of rule 18 (application of Part 5), for "37A(3)" substitute "37A(5)".

(**2**) 1983 c.54. Section 35CC was substituted by article 13 of S.I. 2002/3135 and amended by paragraph 18 of Schedule 1 of S.I. 2008/3131 and articles 4(12) and 22(1) of S.I. 2015/794. Schedule 4 was substituted by S.I. 2002/3135. Paragraph 1(1) of Schedule 4 was amended by article 8(1) of S.I. 2015/794. Paragraph 1B of Schedule 1 was substituted by paragraph 21 of Schedule 1 of S.I 2008/1774. S.I. 2015/794 added the following paragraphs to Schedule 4: paragraphs 1(2ZA), (2ZB), (2C) and (2D). Paragraph 1(4) of Schedule 4 was amended by article 8 of S.I 2015/794. There was no consultation under paragraph 1(6) of Schedule 4 to the Medical Act 1983 as the amendments were not substantive in nature and consist of technical and consequential amendments.

(**3**) Scheduled to S.I. 2004/2608. These Rules have been amended by the Rules in Part 1 of the Schedule to the General Medical Council (Amendments to Miscellaneous Rules and Regulations) Order of Council SI 2015/1964.

(**4**) Rule 2 was amended by rule 3 as set out in the Rules Scheduled to S.I. 2015/1964.

(**5**) Rule 17 was substituted by rule 21 as set out in the Rules Scheduled to S.I. 2015/1964.

(**6**) Rule 17ZA was inserted by rule 21 as set out in the Rules Scheduled to S.I. 2015/1964.