STATUTORY INSTRUMENTS

2015 No. 1965

HEALTH CARE AND ASSOCIATED PROFESSIONS

DOCTORS

The General Medical Council (Constitution of Panels, Tribunals and Investigation Committee) Rules Order of Council 2015

Made - - - -	*1st December 2015*
Laid before Parliament	*2nd December 2015*
Coming into force - -	*31st December 2015*

At the Council Chamber, Whitehall, the 1st day of December 2015

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

The General Medical Council has made the General Medical Council (Constitution of Panels, Tribunals and Investigation Committee) Rules 2015 which are set out in the Schedule to this Order, in exercise of the powers conferred by paragraphs 19B to 19D, 19G, 23 and 23B of Schedule 1 to the Medical Act 1983(**1**).

By virtue of paragraph 24 of Schedule 1(**2**) to that Act, the Rules shall not have effect until approved by order of the Privy Council.

Citation and commencement

1. This Order may be cited as the General Medical Council (Constitution of Panels, Tribunals and Investigation Committee) Rules Order of Council 2015 and comes into force on 31st December 2015.

(**1**) 1983 c. 54. Paragraphs 19B to 19D, 23 and 23B of Schedule 1 were substituted by S.I. 2002/3135. Paragraphs 19B and 23 were also amended by article 3(2) of S.I. 2006/1914. Paragraph 19G of Schedule 1 was inserted by article 3(3) S.I 2015/794. In making these Rules, the General Medical Council has given effect to the overriding objective in paragraph 23D of Schedule 1 to the Medical Act 1983.

(**2**) Paragraph 24 was substituted by article 5(3) of S.I. 2002/3135 and then amended by article 4(5) of S.I. 2015/794.

Privy Council approval

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

Revocation of Orders of Council

3. The following instruments are revoked—

(a) the General Medical Council (Constitution of Panels and Investigation Committee) Rules Order of Council 2004(**3**);

(b) the General Medical Council (Constitution of Panels and Investigation Committee) (Amendment) Rules Order of Council 2005(**4**);

(c) the General Medical Council (Constitution of Panels and Investigation Committee) (Amendment) Rules Order of Council 2009(**5**);

(d) the General Medical Council (Constitution of Panels and Investigation Committee) (Amendment) Rules Order of Council 2010(**6**).

Richard Tilbrook
Clerk of the Privy Council

(**3**) S.I. 2004/2611.
(**4**) S.I. 2005/402.
(**5**) S.I. 2009/2751.
(**6**) S.I. 2010/474.

SCHEDULE Article 2

The General Medical Council (Constitution of Panels, Tribunals and Investigation Committee) Rules 2015

These Rules are made by the General Medical Council in exercise of the powers conferred by paragraphs 19B to 19D, 19G, 23 and 23B of Schedule 1 to the Medical Act 1983(**7**).

Citation, commencement and interpretation

1. These Rules may be cited as the General Medical Council (Constitution of Panels, Tribunals and Investigation Committee) Rules 2015 and come into force on 31st December 2015.

Interpretation

2. In these Rules—

"the Act" means the Medical Act 1983;

"appropriate person" means a person of good character who is fit to sit as a panellist or tribunal member;

"the Committee" means the Investigation Committee;

"lay" means a person who is not and never has been provisionally or fully registered, was at no time registered with limited registration and does not hold qualifications which would entitle them to apply for provisional or full registration under the Act;

"medical" in relation to any person, means a registered medical practitioner;

"Panel" means a Registration Appeals Panel or a Registration Panel;

"panellist" means a person sitting on a Panel or the Investigation Committee;

"Tribunal" means an Interim Orders Tribunal or a Medical Practitioners Tribunal.

Lists of panellists

3.—(1) The General Council must, in accordance with paragraphs (3) and (4), appoint to and maintain—

(a) a list of medical and lay appropriate persons eligible to act as panellists on a Registration Appeals Panel; and

(b) a list of medical and lay appropriate persons eligible to act as panellists on the Committee or a Registration Panel.

(2) The General Council must remove from the lists maintained under paragraph (1) any person—

(a) whose term of appointment has come to an end, unless that person's appointment to the relevant list has been renewed;

(b) who resigns from the relevant list by giving notice in writing to that effect to the General Council; or

(c) who in the opinion of the General Council has ceased to be an appropriate person.

(3) A member of the General Council may act as a panellist on the Committee or a Registration Panel but cannot act as a panellist on a Registration Appeals Panel and, accordingly, cannot be appointed to the list at paragraph (1)(a).

(**7**) 1983 c. 54 Paragraphs 19B to 19D, 23 and 23B of Schedule 1 were substituted by article 5(3) of S.I. 2002/3135.Paragraphs 19B and 23 were also amended by article 3(2) of S.I. 2006/1914. Paragraph 19G of Schedule 1 was inserted by article 3(3) of S.I 2015/794. In making these Rules, the General Medical Council has given effect to the overriding objective in paragraph 23D of Schedule 1 to the Act.