Draft Order laid before Parliament under section 14(1) of the Legislative and Regulatory Reform Act 2006, for approval by resolution of each House of Parliament

DRAFT STATUTORY INSTRUMENTS

2013 No. 000

REGULATORY REFORM
VETERINARY SURGEONS

The Legislative Reform (Constitution of Veterinary Surgeons Preliminary Investigation and Disciplinary Committees) Order 2013

Made - - - -	***
Coming into force - -	***

The Secretary of State makes this Order in exercise of the powers conferred by sections 1 and 2 of the Legislative and Regulatory Reform Act 2006(**1**).

For the purposes of section 3(1) of the Legislative and Regulatory Reform Act 2006, the Secretary of State considers that the conditions under section 3(2), where relevant, are satisfied.

The Secretary of State has consulted in accordance with section 13(1)(**2**) of that Act.

The Secretary of State has laid a draft Order and an explanatory document before Parliament in accordance with section 14(1) of that Act.

Pursuant to section 15 of that Act, the affirmative resolution procedure (within the meaning of Part 1 of that Act) applies in relation to the making of the Order.

In accordance with section 17(2) of that Act, the draft has been approved by resolution of each House of Parliament after the expiry of the 40-day period referred to in that provision.

Citation and commencement

1.—(1) This Order may be cited as the Legislative Reform (Constitution of Veterinary Surgeons Preliminary Investigation and Disciplinary Committees) Order 2013.

(2) This Order comes into force on 6th April 2013.

(**1**) 2006 c. 51; section 1(6) was amended by S.I. 2007/1388. See section 32 for the definition of "Minister of the Crown".
(**2**) Section 13(1) was amended by S.I. 2007/1388.

Amendment of the Veterinary Surgeons Act 1966

2. For Part I of Schedule 2 to the Veterinary Surgeons Act 1966(**3**) substitute—

"PART I

Constitution of the committees

Constitution of the committees

1.—(1) The members of the preliminary investigation committee and the disciplinary committee are to be appointed by the Council.

(2) The preliminary investigation committee is to consist of no fewer than nine and no more than 15 members.

(3) The disciplinary committee is to consist of no fewer than 20 and no more than 40 members.

(4) In the case of both committees, at least a third of the persons appointed to be members must be registered persons and at least a third must be lay persons.

(5) For both committees, the Council must designate a member to act as its chair.

(6) A member of the preliminary investigation committee or disciplinary committee may hold office—

(a) for such term as may be determined by the Council, and

(b) for so long as the member satisfies such conditions about fitness to be a member as may be determined by the Council.

2.—(1) The following may not be members of the preliminary investigation committee or the disciplinary committee—

(a) a member of the Council;

(b) an employee of the Council;

(c) an employee of the College.

(2) A person who has been appointed to be a member of the preliminary investigation committee on two occasions on or after 1 July 2013 is not eligible for reappointment to that committee.

(3) A person who has been appointed to be a member of the disciplinary committee on two occasions on or after 1 July 2013 is not eligible for reappointment to that committee.

(4) No person who, as a member of the preliminary investigation committee, acted with respect to any case may, as a member of the disciplinary committee, act with respect to that case.

3.—(1) The quorum for a meeting of the preliminary investigation committee is to be three, of whom—

(a) one must be a lay person; and

(b) one must be a registered person.

(2) The quorum for a meeting of the disciplinary committee is to be five, of whom—

(a) two must be lay persons; and

(**3**) 1966 c. 36.