

*This draft Statutory Instrument supersedes the draft of the same title which was laid before Parliament on 22<sup>nd</sup> July 2020 and published on 28<sup>th</sup> July 2020 (ISBN 9780348210378). It is being issued free of charge to all known recipients of that draft Statutory Instrument. This Statutory Instrument has also been printed to correct errors in S.I.s 2019/593 and 2019/585 and is being issued free of charge to all known recipients of those Statutory Instruments.*

*Draft Regulations laid before Parliament under paragraph 2(2) of Schedule 2 to the European Communities Act 1972, section 66(3) of the Children and Social Work Act 2017, paragraph 1(3) of Schedule 7 to the European Union (Withdrawal) Act 2018 and paragraph 3(1) of Schedule 4 to the European Union (Withdrawal Agreement) Act 2020, for approval by resolution of each House of Parliament.*

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## DRAFT STATUTORY INSTRUMENTS

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**2020 No.**

# **EXITING THE EUROPEAN UNION HEALTH CARE AND ASSOCIATED PROFESSIONS PROFESSIONAL QUALIFICATIONS**

**The European Qualifications (Health and  
Social Care Professions) (EFTA States)  
(Amendment etc.) (EU Exit) Regulations 2020**

*Made* - - - - **\*\*\***

*Coming into force in accordance with regulation 1*

The Secretary of State makes these Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(1) (“the 1972 Act”), section 66(1) and (2) of the Children and Social Work Act 2017(2) (“the 2017 Act”), section 8(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018(3) (“the 2018 Act”) and sections 12, 14 and 41(1)

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(1) 1972 c.68. Section 2(2) was amended by section 27 of the Legislative and Regulatory Reform Act 2006 (c.51) and by section 3 of, and the Schedule to, the European Union (Amendment) Act 2008 (c.7). By virtue of the amendments to section 1(2) by section 1 of the European Economic Area Act 1993 (c.51), regulations may be made under section 2(2) of the 1972 Act to implement obligations of the United Kingdom created or arising by or under the Agreement on the European Economic Area signed at Oporto on 2nd May 1992 (Cm 2073) and the Protocol adjusting the Agreement signed in Brussels on 17th March 1993 (Cm 2183). The 1972 Act is repealed with effect from IP completion day by section 1 of the European Union (Withdrawal) Act 2018 (c.16).

(2) 2017 c. 16.

(3) 2018 c. 16.

of, and paragraph 12 of Schedule 4 to, the European Union (Withdrawal Agreement) Act 2020<sup>(4)</sup> (“the 2020 Act”).

The Secretary of State is designated<sup>(5)</sup> for the purposes of section 2(2) of the 1972 Act in relation to recognition of higher education diplomas, formal qualifications, or experience in the occupation, required for the pursuit of professions or occupations.

In accordance with the requirements in paragraph 2(2) of Schedule 2 to the 1972 Act, section 66(3) of the 2017 Act, paragraph 1(3) of Schedule 7 to the 2018 Act and paragraph 3(1) of Schedule 4 to the 2020 Act, a draft of this instrument has been laid before Parliament and approved by a resolution of each House of Parliament.

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<sup>(4)</sup> 2020 c. 1.

<sup>(5)</sup> See S.I. 1995/3207, 2002/248 and 2003/2901. Under section 57(1) of the Scotland Act 1998 (c.46), despite the transfer to Scottish Ministers of functions in relation to implementation of obligations under European Union law in relation to certain matters by virtue of section 53 of that Act, the function of the Secretary of State in relation to any matter continues to be exercisable by the Secretary of State as regards Scotland for the purposes specified in section 2(2) of the European Communities Act 1972 (c.68).