

Schedules

Schedule 4

RULE-MAKING POWERS

Rules as to Fitness to Practise

11.—(1) The Regulator must prescribe in rules—

- (a) subject to [sub-paragraph \(2\)](#), a period for the purpose of [article 10\(8\)\(b\)](#) which may not be less than 28 days beginning with the date on which the associate received the notification of proposed Final Measure referred to in that provision;
- (b) that a Panel in fitness to practise proceedings must consist of at least—
 - (i) one person who—
 - (aa) has been registered,
 - (bb) has an approved qualification, or
 - (cc) is a registrant member (within the meaning of paragraph 1A(1) of Schedule 1 to the Medical Act 1983(1)), and
 - (ii) one person who does not satisfy [sub-paragraph \(i\)](#).

(2) For the purpose of [sub-paragraph \(1\)\(a\)](#), a notification sent electronically must be deemed to be received on the day on which it was sent.

(3) In respect of the functions of a case examiner the Regulator may make rules in respect of case management and evidence.

(1) Paragraph 1A was substituted by [S.I. 2008/1774](#) and amended by paragraph 6(a) of Schedule 20 to the Health and Social Care Act 2012 (c. 7).