



Medical Act 1983

CHAPTER 54

MEDICAL ACT 1983

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Status: Point in time view as at 31/10/2012.

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- 52 Exercise of powers of Privy Council.

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- 1A Membership: general
 - 1B Matters for the order of the Privy Council under section 1(2)
 - 1C Registration of members' private interests
- #### Part II — INCIDENTAL POWERS AND DUTIES AND PROCEEDINGS OF THE GENERAL MEDICAL COUNCIL

Incidental powers and duties

- 9 It shall be within the capacity of the General Council...
- 9A (1) In exercising their functions, the General Council shall—
- 9B (1) For the purposes of ensuring that registered medical practitioners...
- 10 For the purpose of enabling the General Council to compile...
- 11 The General Council may provide facilities for testing the knowledge...

Proceedings of the General Council

- 12 The validity of any proceedings of the General Council shall...
- 13 The quorum of the General Council shall be prescribed by...
- 14 All acts of the General Council shall be decided by...
- 15 (1) The General Council may by standing order make provision...

Officers of the General Council

- 16 (1A) Standing orders of the General Council may make provision...

Financial provisions

- 17 There shall be paid to the members of the General...
 - 18 (1) Any fees or other sums payable by virtue of...
- #### Part III — COMMITTEES OF THE GENERAL MEDICAL COUNCIL

...

- 19 Subject to the power of the Committee under paragraph 25...

Interim Orders Panels

- 19A Subject to the restrictions on membership specified in paragraph 23...

Registration Panels

- 19B Subject to the power of the Panel under paragraph 25...

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Registration Appeals Panels

19C Subject to the restrictions on membership specified in paragraph 23...

Investigation Committee

19D Subject to the power of the Committee under paragraph 25...

Fitness to Practise Panels

19E Subject to the restrictions on membership specified in paragraph 23...

Supplementary

- 23 Rules under paragraphs 19A, 19C and 19E above shall secure...
 - 23B Rules under paragraph 19A, 19B, 19C, 19D or 19E above...
 - 23C Rules under any of the paragraphs mentioned in paragraph 23B...
 - 24 Rules under paragraph 19A, 19B, 19C, 19D or 19E above...
 - 25 (1) Without prejudice to the preceding provisions of this Part...
- Part IV — THE BRANCH COUNCILS
- 26 (1) There shall continue to be a branch council for...
 - 27 Each branch council shall appoint a registrar of the council...
 - 28 The General Council shall furnish each branch council with such...
 - 29 There shall be paid to the members of the branch...

SCHEDULE 2 — Primary European Qualifications

SCHEDULE 2A — Visiting medical practitioners from relevant European states

Application and interpretation

- 1 This Schedule applies to an exempt person who is lawfully...
- 2 In this Schedule— (a) a “ visiting practitioner ” means...

Registration in respect of provision of occasional medical services

- 3 (1) A visiting practitioner is entitled to be registered under...

Entitlement to provide occasional medical services: first year

- 4 A visiting practitioner is entitled to provide occasional medical services...

First provision of services: required documents

- 5 (1) A visiting practitioner who proposes to provide occasional medical...
- 6 (1) Subject to sub-paragraph (4), the evidence referred to in...

Entitlement to provide occasional medical services after first year: renewals

- 7 (1) Sub-paragraph (2) applies where the Registrar receives the required...

Duration of entitlement to provide occasional medical services

- 8 (1) Unless an entitlement under paragraph 4 or 7(4) is...

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Conditions

- 9 (1) Paragraph (2) applies if— (a) the establishment of a...

SCHEDULE 3 — Registration: Supplementary Provisions

Preliminary

- 1 (1) Subject to the following provisions of this Schedule, any...

To which registrar application to be made

- 2 (1) The following applications shall be made to the registrar...

Proof of qualifications

- 3 (1) Subject to sub-paragraph (2) below, a person making an...
4 A registrar shall not register any qualification, whether on first...

Proof of nationality

- 4A An exempt person (“A”) making an application for registration under...

Acknowledgement of applications

- 4B Where a person makes an application for registration under section...

Issue of certificates of registration

- 5 (1) Subject to the foregoing provisions of this Schedule, on...

Entry in or alteration of a register

- 6 (1) Without prejudice to sub-paragraph (2) below, the particulars stated...

Visiting medical practitioners from relevant European States

- 7 (1) No application shall be required in respect of registration...

SCHEDULE 3A — Registration and Training Appeals

- 1 Interpretation
2 Appealable registration decisions
2A Appealable decisions relating to postgraduate medical education and training
3 Notice of appealable registration decisions
4 Appeals from appealable registration decisions
5 Appeals from a Registration Appeals Panel
6 Notices
7 Extension of time for appealing

SCHEDULE 3B — Licence to Practise and Revalidation: Appeals

- 1 Manner of, and time for, appealing
2 Extension of time for appealing
3 Rules as to procedure and evidence
4 References to the Investigation Committee
5 Powers of Registration Appeal Panels disposing of an appeal

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- 6 Successful appeals
- 7 Unsuccessful appeals
- 8 Further appeal to court against determination within paragraph 7

SCHEDULE 4 — PROCEEDINGS BEFORE THE INVESTIGATION COMMITTEE, INTERIM ORDERS PANELS AND FITNESS TO PRACTISE PANELS

Procedure of and evidence before the Investigation Committee, Interim Orders Panels and Fitness to Practise Panels

- 1 (1) Subject to the provisions of this paragraph, the General...
- 2 (1) For the purpose of proceedings in England or Wales...
- 3 Where— (a) several sittings of the Investigation Committee, an
Interim...

Reference and transfer of cases to the Investigation Committee

- 3A (1) Where in the course of any proceedings before a...

Reference and transfer of cases to the Health Committee

- 4

Preliminary proceedings

- 5

Professional Performance Assessments

- 5A (1) The General Council may make rules—
- 5B (1) A justice of the peace (including, in Scotland, a...

Proceedings for erasure of entries fraudulently or incorrectly made

- 6 (1) The General Council shall make rules with respect to...

Legal assessors

- 7 (1) For the purposes of advising— (a) the Investigation Committee...

Service of notifications of decisions

- 8 (1) This paragraph applies to any notice required to be...

Extension of time for appealing

- 9 Where— (a) any notice required by section 35E(1) or 39(2)...

Taking effect of directions for erasure, suspension or conditional registration and of variations of conditions of registration

- 10 (1) A direction for erasure, for suspension or for conditional...
- 11 (1) If, while a person's registration is suspended under section...

Recording of directions for suspension or conditional registration

- 12 Where a direction under section 35D of this Act or...

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Meaning of “party”

13 In this Schedule “party”, in relation to proceedings before the...

SCHEDULE 4A — Directive 2005/36: functions of the General Council under section 49B(3)

SCHEDULE 5 — Consequential Amendments of Enactments

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Mental Health Act 1959

2 In the definition of “medical practitioner” in section 147(1) of...

Mental Health (Scotland) Act 1960

3 In the definition of “medical practitioner” in section 111(1) of...

4

Medicines Act 1968

5 In section 132(1) of the Medicines Act 1968 for the...

Mines Act (Northern Ireland) 1969

6 In section 158(1) of the Mines Act (Northern Ireland) 1969,...

Nurses and Midwives Act (Northern Ireland) 1970

7 In section 54(1) of the Nurses and Midwives Act (Northern...

Nursing Homes and Nursing Agencies Act (Northern Ireland) 1971

8 In section 20 of the Nursing Homes and Nursing Agencies...

Misuse of Drugs Act 1971

9 In section 37(1) of the Misuse of Drugs Act 1971...

Health and Personal Social Services (Northern Ireland) Order 1972

10 In Article 2(2) of the Health and Personal Social Services...

Finance Act 1972

11 In the Finance Act 1972— (a) in Schedule 4 in...

Poisons Act 1972

12 In section 11(2) of the Poisons Act 1972 for the...

Births and Deaths Registration (Northern Ireland) Order 1976

13 In Article 2(2) of the Births and Deaths Registration (Northern...

Pharmacy (Northern Ireland) Order 1976

14 In Article 23 of the Pharmacy (Northern Ireland) Order 1976...

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Poisons (Northern Ireland) Order 1976

15 In Article 2(2) of the Poisons (Northern Ireland) Order 1976,...

National Health Service Act 1977

16 In the National Health Service Act 1977—

National Health Service (Scotland) Act 1978

17 In the National Health Service (Scotland) Act 1978—

Interpretation Act 1978

18 In Schedule 1 to the Interpretation Act 1978, in the...

19

SCHEDULE 6 — Transitional and Saving Provisions

- 1 Where any period of time specified in an enactment repealed...
- 2 Where, apart from this paragraph, anything done under or for...
- 3 Notwithstanding the repeal by this Act of section 57(3) of...
- 4 The repeal of section 4 of the 1978 Act by...
- 5 Nothing in the repeals made by this Act shall affect...
- 6 References in any enactment, instrument or other document passed or...
- 7 References (however worded) to the general register kept for the...
- 8 The reference in section 31(8) of this Act to a...
- 9 A person who immediately before the commencement of section 11...
- 10 Any reference to infamous conduct in any professional respect in...
- 11 (1) In any enactment passed before 1st January 1979 the...
- 12 Any direction given or order made under sections 32 to...
- 13 Any reference in any instrument to the Disciplinary Committee or...
- 14 Nothing in the transfer of functions which was effected by...
- 15 In relation to any person who was provisionally registered under...
- 16 The decisions within section 29(2) of this Act shall include...
- 17 Section 41 of this Act applies to a person whose...
- 18 Until provision is made with respect to proceedings before the...
- 19 Section 53 of this Act shall apply to a copy...
- 20 (1) A person registered under section 23 of the 1956...
- 21 The re-enactment in paragraph 2(2) of Schedule 1 to this...
- 22 Nothing in this Act shall affect the validity of the...
- 23 (1) Nothing in this Act shall affect the registration of...
- 24 (1) Where immediately before the commencement of this Act paragraph...

SCHEDULE 7 —

- Part I — ENACTMENTS REPEALED
- Part II — REVOCATION

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