



National Health Service Reform and Health Care Professions Act 2002

2002 CHAPTER 17

PART 2

HEALTH CARE PROFESSIONS

[^{F1}The Council for Healthcare Regulatory Excellence]

25 [^{F1}The Council for Healthcare Regulatory Excellence]

- (1) There shall be a body corporate known as [^{F2}the Council for Healthcare Regulatory Excellence] (in this group of sections referred to as “the Council”).
- (2) The general functions of the Council are—
 - (a) to promote the interests of [^{F3}users of health care, users of social care in England, users of social work services in England] and other members of the public in relation to the performance of their functions by the bodies mentioned in subsection (3) (in this group of sections referred to as “regulatory bodies”), and by their committees and officers,
 - (b) to promote best practice in the performance of those functions,
 - (c) to formulate principles relating to good professional self-regulation, and to encourage regulatory bodies to conform to them, and
 - (d) to promote co-operation between regulatory bodies; and between them, or any of them, and other bodies performing corresponding functions.

[^{F4}(2A) The main objective of the Council in exercising its functions under subsection (2)(b) to (d) is to promote the health, safety and well-being of [^{F5}users of health care, users of social care in England, users of social work services in England] and other members of the public.]

- (3) The bodies referred to in subsection (2)(a) are—
 - (a) the General Medical Council,

Status: Point in time view as at 01/08/2012. This version of this provision has been superseded.

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- (b) the General Dental Council,
 - (c) the General Optical Council,
 - (d) the General Osteopathic Council,
 - (e) the General Chiropractic Council,
 - [^{F6}(f) the General Pharmaceutical Council,]
 - (g) subject to section 26(6), the Pharmaceutical Society of Northern Ireland,
 - [^{F7}(ga) the Nursing and Midwifery Council,
 - (gb) [^{F8}the Health and Care Professions Council] , and]
 - [^{F9}(j) any other regulatory body (within the meaning of Schedule 3 to the 1999 Act) established by an Order in Council under section 60 of that Act.]
- [^{F10}(3A) A reference in an enactment to a body mentioned in subsection (3) is not (unless there is express provision to the contrary) to be read as including a reference to the Health and Care Professions Council, or a regulatory body within subsection (3)(j), so far as it has functions relating to—
- (a) the social work profession in England, or
 - (b) social care workers in England.
- (3B) For the purposes of subsection (3A)—
- “enactment” means an enactment contained in—
- (a) an Act, an Act of the Scottish Parliament or an Act or Measure of the National Assembly for Wales (whether passed before or after the commencement of this subsection), or
 - (b) subordinate legislation (within the meaning of the Interpretation Act 1978), an instrument made under an Act of the Scottish Parliament, an Act or Measure of the National Assembly for Wales or Northern Ireland legislation (whether made before or after that commencement), and
- “the social work profession in England” and “social care workers in England” have the meaning given in section 60 of the 1999 Act.]
- (4) Schedule 7 (which makes further provision about the Council) is to have effect.
- (5) “This group of sections” means this section and sections [^{F11}26][^{F11}25A] to 29, and includes Schedule 7.
- (6) In this group of sections, references to regulation, in relation to a profession, are to be construed in accordance with paragraph 11(2) ^{F12}... of Schedule 3 to the 1999 Act.

Textual Amendments

- F1** S. 25 title substituted (1.1.2009) by [Health and Social Care Act 2008 \(c. 14\)](#), s. 170(3)(4), **Sch. 10 para. 16**; S.I. 2008/3244, art. 2(i)(xi)
- F2** Words in s. 25(1) substituted (1.1.2009) by [Health and Social Care Act 2008 \(c. 14\)](#), **ss. 113(2)**, 170(3)(4); S.I. 2008/3244, art. 2(a)
- F3** Words in s. 25(2)(a) substituted (1.8.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 223(1)**, 306(4); S.I. 2012/1319, art. 2(4)
- F4** S. 25(2A) inserted (1.1.2009) by [Health and Social Care Act 2008 \(c. 14\)](#), **ss. 113(3)**, 170(3)(4); S.I. 2008/3244, art. 2(a)
- F5** Words in s. 25(2A) substituted (1.8.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 223(2)**, 306(4); S.I. 2012/1319, art. 2(4)
- F6** S. 25(3)(f) substituted (27.9.2010) by [The Pharmacy Order 2010 \(S.I. 2010/231\)](#), art. 1(5), **Sch. 4 para. 10(2)**; S.I. 2010/1621, art. 2(1), Sch.

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- F7** S. 25(3)(ga)(gb) substituted (1.1.2009) for s. 25(3)(h)(i) by Health and Social Care Act 2008 (c. 14), s. 170(3)(4), **Sch. 10 para. 17(2)**; S.I. 2008/3244, art. 2(i)(xii)
- F8** Words in s. 25(3)(gb) substituted (1.8.2012) by Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 15 para. 56(b)**; S.I. 2012/1319, art. 2(4)
- F9** S. 25(3)(j) substituted (1.1.2009) by Health and Social Care Act 2008 (c. 14), s. 170(3)(4), **Sch. 10 para. 17(3)**; S.I. 2008/3244, art. 2(i)(xii)
- F10** S. 25(3A)(3B) inserted (1.8.2012) by Health and Social Care Act 2012 (c. 7), **ss. 220(6)**, 306(4); S.I. 2012/1319, art. 2(4)
- F11** Word in s. 25(5) substituted (27.3.2012 for specified purposes, 16.3.2015 in so far as not already in force) by Health and Social Care Act 2012 (c. 7), **ss. 224(2)**, 306(1)(d)(4); S.I. 2015/409, art. 2
- F12** Words in s. 25(6) repealed (1.1.2009) by virtue of Health and Social Care Act 2008 (c. 14), s. 170(3)(4), **Sch. 10 para. 17(4)**, Sch. 15 Pt. 2; S.I. 2008/3244, art. 2(j)(i)(xii)

Commencement Information

- I1** S. 25 wholly in force at 1.4.2003; s. 25 not in force at Royal Assent, see s. 42(3); s. 25 in force for certain purposes at 27.8.2002 and for certain further purposes at 1.12.2002 and in force at 1.4.2003 insofar as not already in force by S.I. 2002/2202, **art. 2**

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