

SCHEDULE

Regulation 32

Minor amendments to the General Medical Services Regulations

1. Regulation 7B (criteria for decisions on removal) shall be amended as follows—
 - (a) for paragraph (2)(b) substitute—

“(b) the length of time since any offence, incident, conviction or investigation;”;
 - (b) for paragraph (2)(g) substitute—

“(g) whether the doctor has been refused admittance to, conditionally included in, removed, contingently removed or is currently suspended from other Health Authority lists or equivalent lists, and, if so, the facts relating to the matter which led to such action and the reasons given by the Health Authority or equivalent body for such action;”;
 - (c) in paragraph (2)(h) for “or is currently suspended from such lists” to the end, substitute—

“and if so, the facts relating to the matter which led to such action and the reasons given by the Health Authority or equivalent body for such action; and”;
 - (d) after paragraph (2)(h) add—

“(i) whether he is at the time, has in the preceding six months been, or was at the time of the originating events, a director of a body corporate which is currently suspended from such a list, and if so, the facts relating to the matter which led to the suspension and the reasons given by the Health Authority or equivalent body for the suspension.”;
 - (e) for paragraph (4)(b) substitute—

“the length of time since the last incident of fraud occurred, and since any investigation into that incident of fraud was concluded;”;
 - (f) in paragraph (4)(e) for “the investigation” substitute “any investigation into the incident of fraud”;
 - (g) for paragraph (4)(f) substitute—

“(f) whether the doctor has been refused admittance to, conditionally included in, removed, contingently removed or is currently suspended from other Health Authority lists or equivalent lists, and, if so, the facts relating to the matter which led to such action and the reasons given by the Health Authority or equivalent body for such action;”;
 - (h) in paragraph (4)(g) for “or is currently suspended from such lists” to the end, substitute—

“and if so, the facts relating to the matter which led to such action and the reasons given by the Health Authority or equivalent body for such action; and”;
 - (i) after paragraph (4)(g) add—

“(h) whether he is at the time, has in the preceding six months been, or was at the time of the originating events, a director of a body corporate which is currently suspended from such a list, and if so, the facts relating to the matter which led to the suspension and the reasons given by the Health Authority or equivalent body for the suspension.”;
 - (j) for paragraph (6)(a) substitute—

“(a) the nature of any incident which was prejudicial to the efficiency of the general medical services provided by him;”;
 - (k) for paragraph (6)(b) substitute—

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- “proceedings in respect of conduct which, if it had occurred in the United Kingdom, would constitute a criminal offence.”;
- (b) in paragraph (1)(b) for the words from “legal proceedings” to “in the United Kingdom” substitute—
- “proceedings against a body corporate of which the doctor is, has in the preceding six months been, or was at the time of the originating events a director, in respect of conduct which, if it had occurred in the United Kingdom, would constitute a criminal offence.”;
- (c) in paragraph (1)(c) for “successful” substitute “adverse”;
- (d) in paragraph (1)(g) for “admit a doctor to its list” substitute “admit the body corporate to its list”;
- (e) in paragraph (1)(k) omit “doctor or a”;
- (f) in paragraph (4) for “shall notify the doctor” to the end, substitute—
- “shall notify the doctor in writing that he must—
- (a) update his application within 28 days of the date of the notification (or such longer period as the Health Authority may agree);
- (b) confirm in writing within the period mentioned in sub-paragraph (a) that he wishes to proceed with his application.”.
7. In regulation 18M (conditional inclusion)—
- (a) in paragraph (15)(b)—
- (i) omit “on any of its lists”,
- (ii) after “is a director,” insert “on any of its lists”;
- (b) for paragraph (16) substitute—
- “**16.** The Health Authority shall notify any person or body of the information specified in paragraph (14) if that person or body can establish that it is considering employing the doctor in a professional capacity and the Health Authority receives a written request (including an electronic request) from that person or body to do so.”;
- (c) at the end of paragraph (17) add “relating to that information”.
8. In Schedule 2 (terms of service) in paragraph 23A(1) for “under these Regulations,” substitute “under the National Health Service (General Medical Services Supplementary List) Regulations 2001(1).”.