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## STATUTORY INSTRUMENTS

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### 2004 No. 1767

## The Nursing and Midwifery Council (Education, Registration and Registration Appeals) Rules Order of Council 2004

### PART 3

#### *Registration*

#### **Readmission to the register**

15.—(1) Where a registrant's registration has lapsed she may, subject to paragraph (3) below and in compliance with the Council's requirements specified in rule 3(4), apply to the Registrar to be readmitted to the register.

(2) Rules 5(1) <sup>[F1]</sup>, (2)(aa) <sup>[F2]</sup>, (ab) and (b) and 6(1) <sup>F3</sup>... shall apply to an application for readmission as they apply to an application for admission.

(3) To allow the Council to take up references, the Council may require of the applicant the names and addresses of at least three referees—

- (a) two of whom shall have known her for at least one out of the previous three years;
- (b) one of whom shall have worked with her during her most recent period of employment or self-employment, if any; and
- (c) one of whom will, for an applicant mentioned in rule 6(1)(a) or (c), be required to provide a supporting declaration in accordance with rule 6(1)(a) or (c). Amendments to the register

<sup>[F4]</sup>(4) Where the Registrar receives an application for readmission in accordance with this rule and is or becomes aware of information (whether received before or after the applicant's registration lapsed or before or after the readmission application was made) which raises concerns that the registrant's fitness to practise may be impaired, the Registrar shall have regard to that information for the purposes of determining whether the applicant has satisfied the Registrar—

- (a) that the applicant is capable of safe and effective practice <sup>[F5]</sup>as a nurse, midwife or nursing associate] in accordance with article 9(2)(b) of the Order;
- (b) of the applicant's good health in accordance with rule 6(5); <sup>F6</sup>...
- (c) of the applicant's good character in accordance with rule <sup>[F7]</sup>6(6); and]]
- <sup>[F8]</sup>(d) that the applicant has the necessary knowledge of English for the purposes of article 9(2) (ba) of the Order.]

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#### **Textual Amendments**

**F1** Words in Sch. rule 15(2) inserted (17.7.2014) by [The Health Care and Associated Professions \(Indemnity Arrangements\) Order 2014 \(S.I. 2014/1887\)](#), art. 1(2), **Sch. 1 para. 33**

**F2** Word in Sch. rule 15(2) inserted (19.1.2016) by [The Nursing and Midwifery Council \(Fitness to Practise\) \(Education, Registration and Registration Appeals\) \(Amendment No. 2\) Rules Order of Council 2015 \(S.I. 2015/1923\)](#), Sch. rules 1, **12(a)**

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**Changes to legislation:** *There are currently no known outstanding effects for the The Nursing and Midwifery Council (Education, Registration and Registration Appeals) Rules Order of Council 2004, Section 15. (See end of Document for details)*

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- F3** Words in Sch. rule 15(2) omitted (31.12.2020) by virtue of The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/593), **Sch. 4 para. 26(7)** (with reg. 12A, Sch. 4 Pt. 2) (as amended by S.I. 2020/1394, regs. 4, 12(3)-(10)); 2020 c. 1, Sch. 5 para. 1(1)
- F4** Sch. rule 15(4) inserted (14.1.2013) by The Nursing and Midwifery Council (Education, Registration and Registration Appeals) (Amendment) Rules Order of Council 2012 (S.I. 2012/2754), Sch. rules 1, **4**
- F5** Words in Sch. rule 15(4)(a) substituted (28.1.2019) by The Nursing and Midwifery (Amendment) Order 2018 (S.I. 2018/838), art. 1(3), **Sch. 2 para. 7(e)**
- F6** Word in Sch. rule 15(4)(b) omitted (19.1.2016) by virtue of The Nursing and Midwifery Council (Fitness to Practise) (Education, Registration and Registration Appeals) (Amendment No. 2) Rules Order of Council 2015 (S.I. 2015/1923), Sch. rules 1, **12(b)**
- F7** Words in Sch. rule 15(4)(c) substituted (19.1.2016) by The Nursing and Midwifery Council (Fitness to Practise) (Education, Registration and Registration Appeals) (Amendment No. 2) Rules Order of Council 2015 (S.I. 2015/1923), Sch. rules 1, **12(c)**
- F8** Sch. rule 15(4)(d) inserted (19.1.2016) by The Nursing and Midwifery Council (Fitness to Practise) (Education, Registration and Registration Appeals) (Amendment No. 2) Rules Order of Council 2015 (S.I. 2015/1923), Sch. rules 1, **12(d)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Nursing and Midwifery Council (Education, Registration and Registration Appeals) Rules Order of Council 2004, Section 15.