

**EXPLANATORY MEMORANDUM TO  
THE MEDICAL ACT 1983 AMENDMENTS (TRANSITIONAL PROVISIONS  
RELATING TO POSTGRADUATE TRAINING) ORDER OF COUNCIL 2007**

**2007 No.1886**

1. This explanatory memorandum has been prepared by Department of Health and is laid before Parliament by Command of Her Majesty.

**2. Description**

2.1. This Order contains transitional provisions relating to the new arrangements for postgraduate medical training in Part 3 of the Medical Act 1983 (Amendment) and Miscellaneous Amendments Order 2006 (MAMAO). The transitional provisions enable provisionally registered doctors who began house officer training before the new arrangements came into force to complete their training and be fully registered under the old arrangements.

**3. Matters of special interest to the Joint Committee on Statutory Instruments**

3.1. None.

**4. Legislative Background**

4.1. This Order is the first use of the powers conferred by article 92(1) of the MAMAO. It is being made to tie in with the commencement of Part 3 of the MAMAO on 1st August 2007.

**5. Extent**

5.1. This instrument applies to the United Kingdom.

**6. European Convention on Human Rights**

6.1. As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

**7. Policy background**

Policy

7.1 Part 3 of the MAMAO introduces new arrangements for postgraduate medical training which will come into force on 1st August 2007. Under the new arrangements, provisionally registered doctors, instead of undertaking

training as a house officer, will be required to complete a foundation programme.

7.2 There will be a number of provisionally registered doctors who commenced their training under the old system of house officer training who will be unable to complete it before the new provisions are brought into force. Also, there will be a number of provisionally registered doctors who have completed house officer training under the old system but who will not have applied for or been granted full registration before the new arrangements come into force. It is therefore necessary to put in place a mechanism whereby these provisionally registered doctors can complete their training and become fully registered under the old system.

7.3 As these provisions will only apply to a limited number of provisionally registered doctors, the provisions do not need to be open-ended and will cease to have effect on 1 August 2009. After that date, all postgraduate doctors will need to qualify under the new system.

7.4 This Order was prepared in consultation with the General Medical Council, whose Education Committee are responsible for both the old and the new systems. The General Medical Council support the Order.

## **8. Impact**

8.1 A Regulatory Impact Assessment has not been prepared for this instrument as there is no impact on business, charities or voluntary bodies.

8.2 There are no identified costs to either the public or the Exchequer arising from this instrument.

## **9. Contact**

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