

2009 No. 2764

HEALTH CARE AND ASSOCIATED PROFESSIONS

DOCTORS

**The General Medical Council (Restoration following
Administrative Erasure) (Amendment) Regulations Order of
Council 2009**

Made - - - - - *12th October 2009*

Coming into force - - - - - *16th November 2009*

At the Council Chamber, Whitehall, the 12th day of October 2009

By the Lords of Her Majesty's Most Honourable Privy Council

Whereas, in exercise of their powers under section 31(1), (8) and (9) of the Medical Act 1983^(a) the General Medical Council have made the General Medical Council (Restoration following Administrative Erasure) (Amendment) Regulations 2009 as set out in the Schedule to this Order;

And whereas by section 31(10) of that Act such Regulations shall not have effect until approved by order of the Privy Council;

Now, therefore, Their Lordships, having taken these Regulations into consideration, are pleased to, and do hereby approve them.

This Order may be cited as the General Medical Council (Restoration following Administrative Erasure) (Amendment) Regulations Order of Council 2009 and shall come into force on 16th November 2009.

Judith Simpson
Clerk of the Privy Council

(a) 1983 c.54. Relevant amendments to section 31 were made by SI 2002/3135, articles 2, 7 and 12, and by SI 2006/1914, articles 2 and 9.

SCHEDULE
**THE GENERAL MEDICAL COUNCIL (RESTORATION
FOLLOWING ADMINISTRATIVE ERASURE) (AMENDMENT)
REGULATIONS 2009**

The General Medical Council, in exercise of their powers under section 31(1), 31(8) and 31(9) of the Medical Act 1983, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the General Medical Council (Restoration following Administrative Erasure) (Amendment) Regulations 2009, and shall come into force on 16th November 2009.

Consequential amendments

2. In the General Medical Council (Restoration following Administrative Erasure) Regulations 2004(a)—

(1) In regulation 2—

- (a) for the definition of “the Fees Regulations”, substitute the following: “The General Medical Council Registration Fees Regulations 2009”(b);
- (b) for the definition of “lay”, substitute the following: “means a person who is not and never has been provisionally or fully registered, was at no time registered with limited registration and does not hold qualifications which would entitle them to apply for provisional or full registration under the Act”;
- (c) for “registered medical practitioner”, substitute “person registered under the Act, whether or not they hold a licence to practise”.

(2) In regulation 3(2)(a), for “registration number”, substitute “GMC Reference Number”.

(3) In rules 3(2)(h), 6(3)(a) and 6(3)(d)(i), for “regulation 14” substitute “regulation 9”.

Given under the official seal of the General Medical Council this 10th day of September 2009



Peter Rubin
Chair

Finlay Scott
Chief Executive and Registrar

(a) Scheduled to SI 2004/2612.

(b) The Regulations (which are not a statutory instrument) can be viewed on the General Medical Council’s website. See http://www.gmc-uk.org/about/legislation/registration_legislation.asp#1 for the link to these Regulations.

EXPLANATORY NOTE

(This note is not part of the Order)

The Regulations approved by this Order make minor changes to regulations 2, 3 and 6 of the General Medical Council (Restoration following Administrative Erasure) Regulations 2004, namely updating terminology in line with the provisions of the Medical Act 1983 as amended by the Health Care and Associated Professions (Miscellaneous Amendments) Order 2008 (S.I. 2008/1774) and making provision so that cross references to the Fees Regulations remain up-to-date.

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