

Changes to legislation: There are currently no known outstanding effects for the Health Act 1999, Cross Heading: Interpretation and application. (See end of Document for details)

SCHEDULES

SCHEDULE 3

REGULATION OF HEALTH CARE AND ASSOCIATED PROFESSIONS

Interpretation and application

10 In this Schedule—

[^{F1}“dental practitioner” means a person registered in the dentists register under the Dentists Act 1984,

“enactment” means an enactment contained in, or in an instrument made under—

- (a) an Act of Parliament,
- (b) an Act of the Scottish Parliament,
- (c) a Measure or Act of the National Assembly for Wales, or
- (d) Northern Ireland legislation,

“functions” includes powers and duties,

“medical practitioner” means a registered medical practitioner as defined by Schedule 1 to the Interpretation Act 1978,]

“Order” means an Order in Council under section 60,

“regulatory body”, in relation to any profession [^{F2}or any social care workers in England], means the body (or main body) responsible for the regulation of the profession [^{F3}or the social care workers in England concerned],

[^{F4}“social care work in England” and “social care workers in England” have the meaning given by section 60.]

^{F5}

Textual Amendments

- F1** Sch. 3 para. 10: definitions inserted (1.10.2008) by [Health and Social Care Act 2008 \(c. 14\)](#), ss. 111, 170(3), [Sch. 8 para. 8\(a\)](#); S.I. 2008/2497, [art. 3\(b\)\(iii\)](#)
- F2** Words in Sch. 3 para. 10 inserted (27.3.2012 for specified purposes, 1.8.2012 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), ss. [211\(7\)\(b\)\(i\)](#), 306(1)(d)(4) (with s. 230(6)); S.I. 2012/1319, [art. 2\(4\)](#)
- F3** Words in Sch. 3 para. 10 inserted (27.3.2012 for specified purposes, 1.8.2012 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), ss. [211\(7\)\(b\)\(ii\)](#), 306(1)(d)(4) (with s. 230(6)); S.I. 2012/1319, [art. 2\(4\)](#)
- F4** Words in Sch. 3 para. 10 substituted (2.12.2019) by [Children and Social Work Act 2017 \(c. 16\)](#), ss. [61\(4\)\(a\)](#), 70(2); S.I. 2019/1436, [reg. 2\(n\)](#)
- F5** Words in Sch. 3 para. 10 omitted (1.1.2009) and repealed (prosp.) by virtue of [Health and Social Care Act 2008 \(c. 14\)](#), ss. 111, 166, 170(3), [Sch. 8 para. 8\(b\)](#), [Sch. 15 Pt. 2](#); S.I. 2008/3244, [art. 3\(a\)\(c\)\(iii\)](#)

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- 11 (1) The powers conferred by section 60 may be exercised so as to regulate a profession which is not regulated by any enactment (whether established before or after the passing of this Act).
- (2) References to regulation, in relation to a profession, in that section and this Schedule include—
- (a) the regulation of persons seeking admission to practice or who were, but are no longer, allowed to practise as members of the profession,
 - (b) the regulation of activities carried on by persons who are not members of the profession but which are carried on in connection with the practice of the profession,
 - (c) in the case of the profession of medical practitioner, the regulation of the qualifications or experience required for a medical practitioner to [^{F6}perform primary medical services under [^{F7}Part 4 of the National Health Service Act 2006 or Part 4 of the National Health Service (Wales) Act 2006]],
 - (d) in the case of the profession of dental practitioner, the regulation of the qualifications or experience required for a dental practitioner to [^{F8}perform primary dental services under [^{F9}Part 5 of the National Health Service Act 2006 or Part 5 of the National Health Service (Wales) Act 2006]].
- [^{F10}(2A) References in section 60 and this Schedule to regulation, in relation to social care workers in England, include—
- (a) the regulation of persons seeking to be registered or who were, but are no longer, allowed to be registered as social care workers in England,
 - (b) the regulation of activities carried on by persons who are not social care workers in England (or [^{F11}engaging in social work in England]) but which are carried on in connection with social care work in England.]
- (3) ^{F12}

Textual Amendments

- F6** Words in Sch. 3 para. 11(2)(c) substituted (1.4.2004 for E.W.) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), ss. 184, 199, [Sch. 11 para. 67\(a\)](#); S.I. 2004/288, [art. 5\(2\)\(x\)](#) (as amended by S.I. 2004/866, [art. 2](#)); S.I. 2004/480, [art. 4\(2\)\(bb\)](#)
- F7** Words in Sch. 3 para. 1(2)(c) inserted (1.1.2009) by [Health and Social Care Act 2008 \(c. 14\)](#), ss. 111, 170(3), [Sch. 8 para. 9\(a\)](#); S.I. 2008/3244, [art. 3\(a\)\(c\)\(iii\)](#)
- F8** Words in Sch. 3 para. 11(2)(d) substituted (1.4.2006) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), ss. 184, 199, [Sch. 11 para. 67\(b\)](#); S.I. 2005/2925, arts. 1(3), [10\(2\)\(I\)](#)
- F9** Words in Sch. 3 para. 1(2)(d) inserted (1.1.2009) by [Health and Social Care Act 2008 \(c. 14\)](#), ss. 111, 170(3), [Sch. 8 para. 9\(b\)](#); S.I. 2008/3244, [art. 3\(a\)\(c\)\(iii\)](#)
- F10** Sch. 3 para. 11(2A) inserted (27.3.2012 for specified purposes, 1.8.2012 in so far as not already in force) by [Health and Social Care Act 2012 \(c. 7\)](#), ss. [211\(8\)](#), 306(1)(d)(4) (with s. 230(6)); S.I. 2012/1319, [art. 2\(4\)](#)
- F11** Words in Sch. 3 para. 11(2A)(b) substituted (2.12.2019) by [Children and Social Work Act 2017 \(c. 16\)](#), ss. [61\(4\)\(b\)](#), 70(2); S.I. 2019/1436, reg. 2(n)
- F12** Sch. 3 para. 11(3) repealed (1.4.2006) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), ss. 196, 199, [Sch. 14 Pt. 4](#); S.I. 2005/2925, arts. 1(3), [11\(2\)\(p\)](#);

Commencement Information

- I1** Sch. 3 para. 11 wholly in force, see s. 67(1) and S.I. 2000/779, [art. 2\(1\)](#)

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F13 12

Textual Amendments

F13 Sch. 3 para. 12 repealed (15.1.2015) by [Health and Social Care Act 2008 \(c. 14\)](#), s. 170(3)(4), Sch. 8 para. 10, [Sch. 15 Pt. 2](#); S.I. 2014/3251, art. 2

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