

## SCHEDULE 4

### Amendments, repeals and revocations

## PART 2

### Secondary legislation

#### **Amendment of the Medicines (Pharmacies) (Applications for Registration and Fees) Regulations 1973**

17. The Medicines (Pharmacies) (Applications for Registration and Fees) Regulations 1973(1) are hereby revoked.

#### **Amendment of the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975**

18.—(1) In Part 4 of Schedule 1 to the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975(2) (excepted professions, offices, employments, work and occupations: interpretation)—

(a) for the definition of “registered pharmacist” substitute—

““registered pharmacist” means a person who is registered as a pharmacist in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010;” and

(b) for the definition of “registered pharmacy technician” substitute—

““registered pharmacy technician” means a person who is registered as a pharmacy technician in Part 2 or 5 of the register maintained under article 19 of the Pharmacy Order 2010;” and

(2) in Part 4 (interpretation)(3), for the definition of “registered pharmacy technician” substitute—

““registered pharmacy technician” means a person who is entered in the register maintained under article 19 of the Pharmacy Order 2010;”.

#### **Amendment of the Medicines (Bal Jivan Chamcho Prohibition) (No 2) Order 1977**

19. In regulation 2(3) of the Medicines (Bal Jivan Chamcho Prohibition) (No 2) Order 1977(4) (prohibition of sale, supply and importation of Bal Jivan Chamcho), for sub-paragraph (e) substitute—

“(e) an inspector appointed by the General Pharmaceutical Council under article 8(1) of the Pharmacy Order 2010.”.

#### **Amendment of the Medicines (Sale or Supply) (Miscellaneous Provisions) Regulations 1980**

20.—(1) The Medicines (Sale or Supply) (Miscellaneous Provisions) Regulations 1980(5) are amended as follows.

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(1) [S.I.1973/1822](#); amended by [S.I.2007/3282](#), regulation 1.

(2) [S.I.1975/1023](#). The definitions of “registered pharmacist” and “registered pharmacy technician” were inserted by [S.I.2007/289](#).

(3) The definition of “registered pharmacy technician” was inserted by [S.I.2009/1182](#).

(4) [S.I.1977/670](#). Regulation 2(3) was amended by [S.I.1990/2487](#).

(5) [S.I.1980/1923](#).

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(2) In regulation 1(2)(6) (citation, commencement and interpretation) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

(3) In regulation 2(3)(7) (enforcement) for “The Pharmaceutical Society shall continue to have power and be” substitute “The General Pharmaceutical Council has power and is”.

#### **Amendment of the Medicines (Pharmacy and General Sale – Exemption) Order 1980**

**21.** In regulation 1(2) of the Medicines (Pharmacy and General Sale – Exemption) Order 1980(8) (citation, commencement and interpretation), in paragraph (b) of the definition of “relevant register” for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

#### **Amendment of the Employment Agencies Act 1973 (Exemption) (No 2) Regulations 1984**

**22.** In the Schedule to the Employment Agencies Act 1973 (Exemption) (No 2) Regulations 1984(9) (exempt organisations)—

- (a) after “the Faculty of Actuaries in Scotland” insert “The General Pharmaceutical Council”;
- and
- (b) omit “The Pharmaceutical Society of Great Britain”.

#### **Amendment of the Medicines (Fixing of Fees Relating to Medicinal Products for Human Use) Order 1989**

**23.** Omit paragraph 9 of Schedule 1 and paragraph 1 of Schedule 2 to the Medicines (Fixing of Fees Relating to Medicinal Products for Human Use) Order 1989(10).

#### **Amendment of the National Health Service (Pharmaceutical Services) Regulations 1992**

**24.** In regulation 2(1) of the National Health Service (Pharmaceutical Services) Regulations 1992(11) (interpretation)—

- (a) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”, and
- (b) for paragraph (a)(ii) of the definition of “supplementary prescriber” substitute—  
“(ii) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010,”.

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(6) The definition of “relevant register” was inserted by [S.I.2003/698](#) and amended by [S.I.2004/1771](#), [2005/764](#) and [1520, 2006/914](#) and [2007/289](#).

(7) Regulation 2(3) was amended by [S.I.2005/2745](#).

(8) [S.I.1980/1924](#). The definition of “relevant register” was inserted by [S.I.2004/1](#) and amended by [S.I.2004/1771](#), [2005/766](#) and [1507, 2006/915](#) and [2007/289](#).

(9) [S.I.1984/978](#).

(10) [S.I.1989/684](#). Paragraph 1 of Schedule 2 was amended by [S.I.2005/2754](#).

(11) [S.I.1992/662](#). These Regulations have been revoked in relation to England and now apply only to Wales (see [S.I.2005/641](#)). The definition of “relevant register” was inserted by [S.I.2007/205](#) and amended by [S.I.2007/289](#). The definition of “supplementary prescriber” was inserted by [S.I.2003/2624](#), substituted by [S.I.2007/205](#) and amended by [S.I.2007/289](#).

### **Amendment of the National Health Service (Service Committees and Tribunal) Regulations 1992**

25. In regulation 37(4)(d) of the National Health Service (Service Committees and Tribunal) Regulations 1992(12) (referral of matters to professional bodies), for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

### **Amendment of the Medicines for Human Use (Marketing Authorisations Etc.) Regulations 1994**

26. In regulation 1(2) of the Medicines for Human Use (Marketing Authorisations Etc.) Regulations 1994(13) (citation, commencement and interpretation), in paragraph (b) of the definition of “relevant register” for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007”, substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

### **Amendment of the Prescription Only Medicines (Human Use) Order 1997**

27. In article 1(2) of the Prescription Only Medicines (Human Use) Order 1997(14) (citation, commencement and interpretation), in paragraph (b) of the definition of “relevant register” for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

### **Amendment of the Building Societies (Business Names) Regulations 1998**

28. In the Schedule to the Building Societies (Business Names) Regulations 1998(15) (specification of words, expressions and relevant bodies), in Column (2) of the entry for “apothecary”, for “Worshipful Society of Apothecaries of London or Pharmaceutical Society of Great Britain” substitute “Worshipful Society of Apothecaries of London or General Pharmaceutical Council”.

### **Amendment of the Feeding Stuffs (Enforcement) Regulations 1999**

29. In regulation 2(1) of the Feeding Stuffs (Enforcement) Regulations 1999(16) (interpretation), in paragraph (a)(i) of the definition of “the competent authority”, for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

### **Amendment of the National Health Service (Charges for Drugs and Appliances) Regulations 2000**

30. In regulation 2(1) of the National Health Service (Charges for Drugs and Appliances) Regulations 2000(17) (interpretation)—

- (a) in paragraph (a) of the definition of “pharmacist independent prescriber”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians

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(12) [S.I.1992/664](#). Regulation 37 was substituted by [S.I.1996/703](#).

(13) [S.I.1994/3144](#). The definition of “relevant register” was inserted by [S.I.2005/768](#) and amended by [S.I.2005/1520](#), [2006/914](#) and [2007/289](#).

(14) [S.I.1997/1830](#). The definition of “relevant register” was inserted by [S.I.2003/696](#) and amended by [S.I.2004/1711](#), [2005/765](#) and [1507](#), [2006/915](#) and [2007/289](#).

(15) [S.I.1998/3186](#).

(16) [S.I.1999/2325](#). These Regulations were revoked in relation to England by [S.I.2005/280](#) and in relation to Wales by [S.I.2005/3368](#). They were revoked in relation to Scotland by [S.I.2005/608](#), except for certain purposes.

(17) [S.I.2000/620](#). The definition of “pharmacist independent prescriber” was inserted by [S.I. 2006/913](#) and amended by [S.I.2007/289](#). The definition of “supplementary prescriber” was inserted by [S.I.2003/699](#), substituted by [S.I.2005/578](#) and [2006/913](#), and amended by [S.I.2007/289](#).

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Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”; and

- (b) for paragraph (a)(ii) of the definition of “supplementary prescriber” substitute—  
“Part 1 of the register maintained under article 19 of the Pharmacy Order 2010;”.

#### **Amendment of the Representation of the People (England and Wales) Regulations 2001**

**31.** In regulation 53(2) of the Representation of the People (England and Wales) Regulations 2001(**18**) (additional requirements for applications for a proxy vote for a definite or indefinite period on grounds of blindness or any other disability), for sub-paragraph (e) substitute—

- “(e) a registered pharmacist as defined by article 3(1) of the Pharmacy Order 2010;”.

#### **Amendment of the Representation of the People (Scotland) Regulations 2001**

**32.** In regulation 53(2) of the Representation of the People (Scotland) Regulations 2001(**19**) (additional requirements for applications for a proxy vote for a particular or indefinite period on grounds of blindness or any other disability), for sub-paragraph (e) substitute—

- “(e) a registered pharmacist as defined by article 3(1) of the Pharmacy Order 2010;”.

#### **Amendment of the Family Health Services Appeal Authority (Procedure) Rules 2001**

**33.** In regulation 2(1) of the Family Health Services Appeal Authority (Procedure) Rules 2001(**20**) (interpretation), in the definition of “appropriate professional registration body”, for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

#### **Amendment of the Misuse of Drugs Regulations 2001**

**34.**—(1) The Misuse of Drugs Regulations 2001(**21**) are amended as follows.

(2) In regulation 8(2)(**22**) (production and supply of drugs in Schedules 2 and 5), in sub-paragraph (j), for “a person authorised by the Royal Pharmaceutical Society of Great Britain” substitute “a person authorised by the General Pharmaceutical Council”.

(3) In regulation 9(2)(**23**) (production and supply of drugs in Schedules 3 and 4), in sub-paragraph (h), for “a person authorised by the Royal Pharmaceutical Society of Great Britain” substitute “a person authorised by the General Pharmaceutical Council”.

#### **Amendment of the Adults with Incapacity (Ethics Committee) (Scotland) Regulations 2002**

**35.** In regulation 3(3) of the Adults with Incapacity (Ethics Committee) (Scotland) Regulations 2002(**24**) (membership of the Committee), in sub-paragraph (e), for “pharmacist registered in Part 1 of one of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “pharmacist registered in Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

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(18) [S.I.2001/341](#). Regulation 53(2) was substituted by [S.I.2006/2910](#). Sub-paragraph (e) was substituted by [S.I.2009/1182](#).

(19) [S.I.2001/497](#). Regulation 53(2) was substituted by [S.I.2007/925](#). Sub-paragraph (e) was substituted by [S.I.2009/1182](#).

(20) [S.I.2001/3750](#).

(21) [S.I.2001/3998](#).

(22) Regulation 8(2) was amended by [S.I.2005/271](#) and [2007/2154](#).

(23) Regulation 9(2) was amended by [S.I.2005/271](#).

(24) [S.S.I.2002/190](#). Regulation 3(3)(e) was amended by [S.I.2007/289](#).

### **Amendment of the Chemicals (Hazard Information and Packaging for Supply) Regulations 2002**

36. In regulation 14 of the Chemicals (Hazard Information and Packaging for Supply) Regulations 2002(25) (enforcement)—

- (a) in paragraph (4), for “the Royal Pharmaceutical Society” substitute “the General Pharmaceutical Council”; and
- (b) in paragraph (6), for “the Royal Pharmaceutical Society” substitute “the General Pharmaceutical Council”.

### **Amendment of the Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003**

37. In Part 4 of Schedule 4 to the Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003(26) (excepted professions, offices, employments and occupations: interpretation)—

- (a) for the definition of “registered pharmacist” substitute—  
““registered pharmacist” means a person who is registered as a pharmacist in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010;”;
- (b) for the definition of “registered pharmacy technician” substitute—  
““registered pharmacy technician” means a person who is registered in Part 2 or 5 of the register maintained under article 19 of the Pharmacy Order 2010;”.

### **Amendment of the Medicines (Child Safety) Regulations 2003**

38. In regulation 1(2) of the Medicines (Child Safety) Regulations 2003(27), (citation, commencement and interpretation), in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

### **Amendment of the National Health Service (Tribunal) (Scotland) Regulations 2004**

39. In regulation 2(1) of the National Health Service (Tribunal) (Scotland) Regulations 2004(28) (interpretation and forms)—

- (a) for the definition of “pharmacist” substitute—  
““pharmacist” means a registered pharmacist within the meaning of article 3(1) of the Pharmacy Order 2010;”;
- (b) for paragraph (d) of the definition of “relevant professional body” substitute—  
“(d) in relation to a practitioner who is a pharmacist, the General Pharmaceutical Council;”.

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(25) [S.I.2002/1689](#).

(26) [S.S.I.2003/231](#). The definition of “registered pharmacist” was inserted by [S.I.2007/289](#) and the definition of “registered pharmacy technician” was inserted by [S.I.2009/1182](#).

(27) [S.I.2003/2317](#). The definition of “relevant register” was amended by [S.I.2004/1771](#), [2005/1520](#), [2006/914](#) and [2007/289](#).

(28) [S.S.I.2004/38](#).

**Amendment of the National Health Service (General Medical Services Contracts) Regulations 2004**

40. In regulation 2(1) of the National Health Service (General Medical Services Contracts) Regulations 2004(29) (interpretation)—

- (a) in paragraph (b) of the definition of “pharmacist independent prescriber”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- (b) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- and
- (c) for paragraph (b)(ii) of the definition of “supplementary prescriber” substitute—
  - “(ii) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010,”.

**Amendment of the National Health Service (General Medical Services Contracts) (Wales) Regulations 2004**

41. In regulation 2(1) of the National Health Service (General Medical Services Contracts) (Wales) Regulations 2004(30) (interpretation)—

- (a) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- and
- (b) for paragraph (b)(ii) of the definition of “supplementary prescriber” substitute—
  - “(ii) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010, or”.

**Amendment of the National Health Service (Personal Medical Services Agreements) Regulations 2004**

42. In regulation 2(1) of the National Health Service (Personal Medical Services Agreements) Regulations 2004(31) (interpretation)—

- (a) in paragraph (b) of the definition of “pharmacist independent prescriber”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- (b) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- and
- (c) for paragraph (b)(ii) of the definition of “supplementary prescriber” substitute—
  - “(ii) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010,”.

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(29) [S.I.2004/291](#). The definition of “pharmacist independent prescriber” was inserted by [S.I.2006/1501](#) and amended by [S.I.2007/289](#); the definition of “relevant register” was amended by [S.I.2007/289](#); and the definition of “supplementary prescriber” was amended by [S.I.2005/893](#) and [3315, 2006/1501](#) and [2007/289](#).

(30) [S.I.2004/478](#). The definition of “relevant register” was amended by [S.I.2007/205](#) and [289](#) and the definition of “supplementary prescriber” was amended by [S.I.2006/358](#) and [2007/289](#).

(31) [S.I.2004/627](#). The definition of “pharmacist independent prescriber” was inserted by [S.I.2006/1501](#) and amended by [S.I.2007/289](#); the definition of “relevant register” was amended by [S.I.2007/289](#); and the definition of “supplementary prescriber” was amended by [S.I.2005/893](#) and [3315, 2006/1501](#) and [2007/289](#).

#### **Amendment of the Medicines for Human Use (Clinical Trials) Regulations 2004**

**43.** In regulation 2(1) of the Medicines for Human Use (Clinical Trials) Regulations 2004<sup>(32)</sup> (interpretation), for paragraph (a) of the definition of “pharmacist” substitute—

- “(a) in relation to Great Britain, a person registered as a pharmacist in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010, and”.

#### **Amendment of the National Health Service (General Medical Services Contracts) (Scotland) Regulations 2004**

**44.** In regulation 2(1) of the National Health Service (General Medical Services Contracts) (Scotland) Regulations 2004<sup>(33)</sup> (interpretation)—

- (a) in paragraph (a) of the definition of “pharmacist independent prescriber”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- (b) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- and
- (c) for paragraph (b) of the definition of “supplementary prescriber”, substitute—
- “(b) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010, or”.

#### **Amendment of the National Health Service (Primary Medical Services Section 17C Agreements) (Scotland) Regulations 2004**

**45.** In regulation 2(1) of the National Health Service (Primary Medical Services Section 17C Agreements) (Scotland) Regulations 2004<sup>(34)</sup> (interpretation)—

- (a) in paragraph (a) of the definition of “pharmacist independent prescriber”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- (b) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;
- and
- (c) for paragraph (b) of the definition of “supplementary prescriber”, substitute—
- “(b) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010.”.

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<sup>(32)</sup> [S.I.2004/1031](#). The definition of “Pharmacist” in regulation 2(1) was amended by [S.I.2007/289](#) and [3101](#) and by the European Qualifications (Pharmacy) Regulations (Northern Ireland) 2008 ([S.R.2008/192](#)).

<sup>(33)</sup> [S.S.I.2004/115](#). The definition of “pharmacist independent prescriber” was inserted by [S.S.I.2007/501](#); the definition of “relevant register” was amended by [S.I.2007/289](#); and the definition of “supplementary prescriber” was amended by [S.S.I.2006/247](#) and by [S.I.2007/289](#).

<sup>(34)</sup> [S.S.I.2004/116](#). The definition of “pharmacist independent prescriber” was inserted by [S.S.I.2007/502](#); the definition of “relevant register” was amended by [S.I.2007/289](#) and the definition of “supplementary prescriber” was amended by [S.S.I.2006/248](#) and by [S.I.2007/289](#).

**Amendment of the Regulation of Care (Social Service Workers) (Scotland) Order 2005**

**46.** In article 3(1) of the Regulation of Care (Social Service Workers) (Scotland) Order 2005<sup>(35)</sup> (excluded persons), for sub-paragraph (l) substitute—

“(l) the General Pharmaceutical Council.”.

**Amendment of the National Health Service (Pharmaceutical Services) Regulations 2005**

**47.**—(1) The National Health Service (Pharmaceutical Services) Regulations 2005<sup>(36)</sup> are amended as follows.

(2) In regulation 2(1) (interpretation)—

(a) in paragraph (b) of the definition of “pharmacist independent prescriber”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”;

(b) in paragraph (b) of the definition of “relevant register”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”; and

(c) for paragraph (a)(ii) of the definition of “supplementary prescriber”, substitute—

“(ii) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

(3) In regulation 28(2) (notification by Primary Care Trusts to other persons), in sub-paragraph (f), for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

**Amendment of the Medicines for Human Use (Prescribing) Order 2005**

**48.** In article 1(4) of the Medicines for Human Use (Prescribing) Order 2005<sup>(37)</sup> (citation, commencement, extent and interpretation), in paragraph (b) of the definition of “relevant register” for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”.

**Amendment of the Gender Recognition (Disclosure of Information) (England, Wales and Northern Ireland) (No. 2) Order 2005**

**49.** In article 5(3)(c) of the Gender Recognition (Disclosure of Information) (England, Wales and Northern Ireland) (No. 2) Order 2005<sup>(38)</sup> (disclosure for medical purposes), for “a pharmacist or pharmacy technician registered in Part 1 or 3 of one of the registers maintained under articles 10(1) and 21(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “a pharmacist or a pharmacy technician registered in Part 1, 2, 4 or 5 of the register maintained under article 19 of the Pharmacy Order 2010”.

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(35) [S.I.2005/318](#).

(36) [S.I.2005/641](#). In regulation 2(1), the definition of “pharmacist independent prescriber” was inserted by [S.I.2006/913](#) and amended by [S.I.2006/3373](#) and [2007/289](#); the definition of “relevant register” was amended by [S.I.2007/289](#); and the definition of “supplementary prescriber” was substituted by [S.I.2006/913](#) and amended by [S.I.2007/289](#). Regulation 28(2) was amended by [S.I.2006/552](#).

(37) [S.I.2005/765](#). The definition of “relevant register” was amended by [S.I.2005/1507](#) and [2007/289](#).

(38) [S.I.2005/916](#). Article 5(3)(c) was amended by [S.I.2007/289](#) and [3101](#).



### **Amendment of the Medicines (Traditional Herbal Medicinal Products for Human Use) Regulations 2005**

**50.** In Schedule 1 to the Medicines (Traditional Herbal Medicinal Products for Human Use) Regulations 2005(**39**) (exemptions and exceptions from the provisions of regulation 4), in paragraph (b) of the definition of “relevant register” in paragraph 1, for “the register maintained in pursuance of section 2(1) of the Pharmacy Act 1954” substitute “the register maintained under article 19 of the Pharmacy Order 2010”.

### **Amendment of the Gender Recognition (Disclosure of Information) (Scotland) Order 2005**

**51.** In article 5(2)(b)(iii) of the Gender Recognition (Disclosure of Information) (Scotland) Order 2005(**40**) (disclosure for medical purposes), for “a pharmacist or pharmacy technician registered in Part 1 or 3 of one of the registers maintained under article 10(1) and 21(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “a pharmacist registered in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010 or a pharmacy technician registered in Part 2 or 5 of that register”.

### **Amendment of the National Health Service (Discipline Committees) (Scotland) Regulations 2006**

**52.** In regulation 4(6) of the National Health Service (Discipline Committees) (Scotland) Regulations 2006(**41**) (provisions relating to the start of disciplinary proceedings), for subparagraph (iv) of the definition of “relevant professional body” substitute—

“(iv) in relation to a pharmacist, the General Pharmaceutical Council;”.

### **Amendment of the National Health Service (Local Pharmaceutical Services etc.) Regulations 2006**

**53.** In regulation 16 of the National Health Service (Local Pharmaceutical Services etc.) Regulations 2006(**42**) (sharing of information received), in each of paragraphs (2)(c) and (3), for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

### **Amendment of the Controlled Drugs (Supervision of Management and Use) Regulations 2006**

**54.**—(1) The Controlled Drugs (Supervision of Management and Use) Regulations 2006(**43**) are amended as follows.

(2) In regulation 2(1)(**44**) (interpretation), for the definition of “registered pharmacist” substitute—

““registered pharmacist” means a person registered as a pharmacist in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010;”.

(3) In regulation 12(4) (powers to require declarations and self assessments) for “The Royal Pharmaceutical Society of Great Britain” substitute “The General Pharmaceutical Council”.

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(39) [S.I.2005/2750](#). The definition of “relevant register” was amended by [S.I.2006/914](#).

(40) [S.S.I.2005/125](#). Article 5(2)(b)(iii) was amended by [S.I.2007/289](#) and [3101](#) and by [S.I.2009/1182](#).

(41) [S.S.I.2006/330](#).

(42) [S.I.2006/552](#).

(43) [S.I.2006/3148](#).

(44) The definition of “registered pharmacist” was substituted by [S.I.2007/3101](#).

*Status: This is the original version (as it was originally made).*

(4) In regulation 19(1)(b)(iii)(45) (periodic inspections), for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

(5) In regulation 21(b) (inspections of private dwellings not requiring the presence of a constable), for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

#### **Amendment of the National Health Service (Free Prescriptions and Charges for Drugs and Appliances) (Wales) Regulations 2007**

55. In regulation 2(1) of the National Health Service (Free Prescriptions and Charges for Drugs and Appliances) (Wales) Regulations 2007(46) (interpretation), for paragraph (b) of the definition of “relevant register” (“cofrestr berthnasol”) substitute—

“(b) in relation to a pharmacist, the register maintained under article 19 of the Pharmacy Order 2010 or the register maintained under Articles 6 and 9 of the Pharmacy (Northern Ireland) Order 1976.”.

#### **Diwygio Rheoliadau'r Gwasanaeth Iechyd Gwladol (Presgripsiynau am Ddim a Ffioedd am Gyffuriau a Chyfarpar) (Cymru) 2007**

56. Yn rheoliad 2(1) o Reoliadau'r Gwasanaeth Iechyd Gwladol (Presgripsiynau am Ddim a Ffioedd am Gyffuriau a Chyfarpar) (Cymru) 2007(47) (dehongli), yn lle paragraff (b) yn y diffiniad o “cofrestr berthnasol” (“relevant register”) rhodder—

“(b) mewn perthynas â fferylllydd, y gofrestr a gedwir o dan erthygl 19 o Orchymyn Fferylliaeth 2010 neu'r gofrestr a gedwir o dan erthyglau 6 a 9 o Orchymyn Fferylliaeth (Gogledd Iwerddon) 1976.”.

#### **Amendment of the National Assembly for Wales (Representation of the People) Order 2007**

57. In paragraph 4(2) of Schedule 1 to the National Assembly for Wales (Representation of the People) Order 2007(48) (additional requirements for applications on grounds of blindness or other disability), for paragraph (e) substitute—

“(e) a registered pharmacist as defined by article 3(1) of the Pharmacy Order 2010;”.

#### **Revocation of the Pharmacists and Pharmacy Technicians Order 2007**

58. The Pharmacists and Pharmacy Technicians Order 2007(49) is hereby revoked subject to the savings made in Schedule 5 to this Order.

#### **Amendment of the Licensing (Relevant Offences) (Scotland) Regulations 2007**

59. In paragraph 3 of Part 2 of the Schedule to the Licensing (Relevant Offences) (Scotland) Regulations 2007(50) (other statutory offences), for “An offence under the Pharmacy Act 1954” substitute “An offence under article 38 of the Pharmacy Order 2010”.

(45) Regulation 19(b)(i) is amended by the Health and Social Care Act (Commencement No. 9, Consequential Amendments and Transitory, Transitional and Savings Provisions) Order 2009 (S.I.2009/462).

(46) S.I.2007/121 (W.11).

(47) O.S.2007/121 (Cy.11).

(48) S.I.2007/236. Paragraph (e) was substituted by S.I.2009/1182.

(49) S.I.2007/289.

(50) S.S.I.2007/513.

### **Amendment of the Regulation of Investigatory Powers (Authorisations Extending to Scotland) Order 2007**

60. In Column 1 of the Schedule to the Regulation of Investigatory Powers (Authorisations Extending to Scotland) Order 2007(51), for “The Royal Pharmaceutical Society of Great Britain” substitute “The General Pharmaceutical Council”.

### **Amendment of the Scottish Parliament (Elections etc.) Order 2007**

61. In paragraph 3(2) of Schedule 3 to the Scottish Parliament (Elections etc.) Order 2007(52) (additional requirements for applications on grounds of disability), for paragraph (e) substitute—  
“(e) a registered pharmacist as defined by article 3(1) of the Pharmacy Order 2010;”.

### **Amendment of the European Communities (Recognition of Professional Qualifications) Regulations 2007**

62. In the European Communities (Recognition of Professional Qualifications) Regulations 2007(53) (sectoral professions)—

- (a) in Part 1 of Schedule 1 (regulated professions), in the right hand column under the heading “Competent authority”, for “Royal Pharmaceutical Society of Great Britain” substitute “General Pharmaceutical Council”; and
- (b) in Part 4 of Schedule 1 (regulated professions), in the right hand column under the heading “Competent authority”, for “Royal Pharmaceutical Society of Great Britain” substitute “General Pharmaceutical Council”.

### **Amendment of the National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations 2008**

63. In regulation 2(1) of the National Health Service (Charges for Drugs and Appliances) (Scotland) Regulations 2008(54) (interpretation)—

- (a) in paragraph (a) of the definition of “pharmacist independent prescriber”, for “Part 1 of the register maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “Part 1 of the register maintained under article 19 of the Pharmacy Order 2010”; and
- (b) for paragraph (b) of the definition of “supplementary prescriber” substitute—  
“(b) Part 1 of the register maintained under article 19 of the Pharmacy Order 2010;”.

### **Amendment of the Controlled Drugs (Drug Precursors) (Intra-Community Trade) Regulations 2008**

64. In regulation 5(3) of the Controlled Drugs (Drug Precursors) (Intra-Community Trade) Regulations 2008(55), in sub-paragraph (a) for “a person registered in the register of pharmaceutical chemists established in pursuance of the Pharmacy Act 1852 and maintained in pursuance of regulation 10 of the Pharmacists and Pharmacy Technicians Order 2007” substitute “a person registered as a pharmacist in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010”.

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(51) [S.I.2007/934](#).

(52) [S.I.2007/937](#). Paragraph (e) was substituted by [S.I.2009/1182](#).

(53) [S.I.2007/2781](#); as amended by [S.I.2009/1182](#).

(54) [S.S.I.2008/27](#).

(55) [S.I.2008/295](#).

**Amendment of the Cosmetic Products (Safety) Regulations 2008**

65. In regulation 18(1) of the Cosmetic Products (Safety) Regulations 2008<sup>(56)</sup> (qualified persons), in sub-paragraph (a) for “article 11(1)(a)(i) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “article 20(1)(a)(i) of the Pharmacy Order 2010”.

**Amendment of the Medicines (Pharmacies) (Responsible Pharmacist) Regulations 2008**

66. In regulation 5(1) of the Medicines (Pharmacies) (Responsible Pharmacist) Regulations 2008<sup>(57)</sup> (the pharmacy record), in sub-paragraph (b) for “the Register of Pharmacists maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “the register maintained under article 19 of the Pharmacy Order 2010”.

**Amendment of the Council for Healthcare Regulatory Excellence (Appointment, Procedure etc.) Regulations 2008**

67. In regulation 2(2) of the Council for Healthcare Regulatory Excellence (Appointment, Procedure etc.) Regulations 2008<sup>(58)</sup> (conditions of appointment for chair and non-executive members of the Council), for sub-paragraph (j)(viii) substitute—

“(viii) Pharmacy Order 2010, and”.

**Amendment of the Controlled Drugs (Supervision of Management and Use) (Wales) Regulations 2008**

68. In regulation 2 of the Controlled Drugs (Supervision of Management and Use) (Wales) Regulations 2008<sup>(59)</sup> (interpretation)—

(a) for the definition of “registered pharmacist” (*fferyllydd cofrestredig*) substitute—

““registered pharmacist” (*fferyllydd cofrestredig*) means a person registered as a pharmacist in Part 1 or 4 of the register maintained by the General Pharmaceutical Council under article 19 of the Pharmacy Order 2010;” and

(b) for the definition of “registered pharmacy” (*fferyllfa gofrestredig*) substitute—

““registered pharmacy” (*fferyllfa gofrestredig*) means a retail pharmacy business in Wales that is for the time being entered in Part 3 of the register maintained by the General Pharmaceutical Council under article 19 of the Pharmacy Order 2010 (registration of premises);”.

**Diwygio Rheoliadau Cyffuriau a Reolir (Goruchwylio Rheolaeth a Defnydd) (Cymru) 2008**

69. Yn rheoliad 2 o Reoliadau Cyffuriau a Reolir (Goruchwylio Rheolaeth a Defnydd) (Cymru) 2008<sup>(60)</sup> (dehongli)—

(a) yn lle'r diffiniad o “fferyllydd cofrestredig” (“registered pharmacist”) rhodder—

“(a) ystyr “fferyllydd cofrestredig” (*registered pharmacist*) yw person sydd wedi'i gofrestru'n fferyllydd yn Rhan 1 neu 4 o'r gofrestr a gedwir gan y Cyngor Fferyllol Cyffredinol o dan erthygl 19 o Orchymyn Fferylliaeth 2010;” a

(b) yn lle'r diffiniad o “fferyllfa gofrestredig” (“registered pharmacy”) rhodder—

<sup>(56)</sup> S.I.2008/1284.

<sup>(57)</sup> S.I.2008/2789.

<sup>(58)</sup> S.I.2008/2927.

<sup>(59)</sup> S.I.2008/3239 (W.286).

<sup>(60)</sup> O.S.2008/3239 (Cy.286).

- “(c) ystyr “fferyllfa gofrestredig” (“*registered pharmacy*”) yw busnes manwerthu fferyllol yng Nghymru sydd am y tro wedi’i gofnodi yn Rhan 3 o’r gofrestr a gedwir gan y Cyngor Fferyllol Cyffredinol o dan erthygl 19 o Orchymyn Fferylliaeth 2010 (cofrestru mangroedd);”.

#### **Amendment of the National Health Service (Pharmaceutical Services) (Scotland) Regulations 2009**

**70.** In regulation 2(1) of the National Health Service (Pharmaceutical Services) (Scotland) Regulations 2009<sup>(61)</sup> (interpretation and application)—

- (a) in the definition of “pharmacist”, for “a person who is registered in Part 1 or 3 of the Register of Pharmacists maintained under article 10(1) of the Pharmacists and Pharmacy Technicians Order 2007” substitute “a person who is registered as a pharmacist in Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010”; and

- (b) for paragraph (b) of the definition of “supplementary prescriber” substitute—

“(b) Part 1 or 4 of the register maintained under article 19 of the Pharmacy Order 2010;”.

#### **Amendment of the Veterinary Medicines Regulations 2009**

**71.** In regulation 36 of the Veterinary Medicines Regulations 2009<sup>(62)</sup> (inspection of pharmacies), for “the Royal Pharmaceutical Society of Great Britain” substitute “the General Pharmaceutical Council”.

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<sup>(61)</sup> S.S.I.2009/183.

<sup>(62)</sup> S.I.2009/2297.