STATUTORY INSTRUMENTS

1976 No. 157

OPTICIANS

The General Optical Council (Registration and Enrolment Rules) (Amendment) Order of Council 1976

Made - - - - 5th February 1976

At the Council Chamber, Whitehall, the 5th day of February 1976

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

Whereas in pursuance of section 7 of the Opticians Act 1958(a) the General Optical Council have made rules entitled "The Registration and Enrolment (Amendment) Rules 1975":

And whereas by subsection (5) of the said section such rules shall not come into force until approved by Order of the Privy Council:

Now, therefore, Their Lordships, having taken the said rules into consideration, are hereby pleased to approve the same as set out in the Schedule to this Order.

This Order may be cited as the General Optical Council (Registration and Enrolment Rules) (Amendment) Order of Council 1976.

N. E. Leigh

SCHEDULE

THE REGISTRATION AND ENROLMENT (AMENDMENT) RULES 1975

In pursuance of their powers under section 7 of the Opticians Act 1958, the General Optical Council hereby make the following rules:—

1. These rules may be cited as the Registration and Enrolment (Amendment) Rules 1975.

2. The Registration and Enrolment Rules 1973 (scheduled to the General Optical Council (Registration and Enrolment Rules) Order of Council 1973)(b) as subsequently amended (c) shall be further amended as follows:

(1) in the definition of "practice address" in Rule 2 all the words after "services" (on the second occasion where it appears) shall be replaced by the words, "in an emergency or in the place of a registered optician who is ill or on holiday";

(2) Rule 5 shall be re-numbered 5(1);

(a) 1958 c. 32.
(b) S.I. 1973/1450 (1973 II, p. 4418).
(c) S.I. 1973/2215, 1975/51 (1973 III, p. 7817; 1975 I, p. 161).

(3) at the end of Rule 5(1)(*b*) there shall be added the words "and the name under which any practice is carried on at such address";

(4) item (*c*) of Rule 5(1) shall be replaced by the following item:—

(*c*) subject to paragraph (2) of this rule, practice addresses, if any, other than the permanent address including, in each case, the name under which the practice is carried on at the practice address;

(5) after Rule 5(1) there shall be added the following paragraph:—

"(2) Notwithstanding item (*c*) of paragraph (1) of this rule it will be sufficient compliance with this rule if an entry in the register contains one practice address only (whether or not such practice address is also the permanent address) in the following cases that is to say—

(*a*) in relation to an optician who practises as an employee of a registered optician, the permanent address of his employer may be included as the employee's practice address;

(*b*) in relation to an optician who practises as an employee of a registered medical practitioner or of an authority or person carrying on a hospital, clinic, nursing home or other institution providing medical or surgical treatment, or of a Minister of the Crown or Government department (including a department of the Government of Northern Ireland), any single address of his employer from which ophthalmic services are provided may be included as his practice address;

(*c*) in relation to an optician who practises as a director, secretary or employee of an enrolled body corporate, the principal place of business of that enrolled body corporate may be included as his practice address.";

(6) in Rule 23(1) the words, "other than a permanent address" shall be replaced by the words, "whether or not that practice address is also a permanent address";

(7) in Rule 24(2) the words, "other than a permanent address" shall be deleted;

(8) in Rule 29(1) the words, "other than the address of the principal place of business of a body corporate" shall be replaced by the words, "from which ophthalmic services are provided by a body corporate, whether or not that address is also the principal place of business of the body corporate.";

(9) in Rule 30(2) the words, "other than the address of a principal place of business" shall be deleted;

(10) In the Appendix—

(i) the figure "£7", on each occasion where it appears, shall be replaced by the figure "£9";

(ii) the figure "£3", on each occasion where it appears, shall be replaced by the figure "£4";

(iii) the figure "£1·50", on each occasion where it appears, shall be replaced by the figure "£2";

(iv) the figure "£2", on each occasion where it appears, shall be replaced by the figure "£3";

(v) in Table A the words, "other than a permanent address" shall be replaced by the words, "included in the register";

(vi) in Table B the words, "other than the address of the principal place of business" shall be replaced by the words, "from which ophthalmic services are provided".

3. These rules shall come into operation on the 1st day of April 1976, and shall apply to applications for registration, enrolment and retention to take effect on or after 1st day of April 1976, whether made before, on or after that date.
Sealed on the 20th day of November 1975.

Attested by:—

ERIC RICHARDSON,
Member of Council.

(L.S.)

J. P. QUILLIAM,
Member of Council.

J. DANIEL DEVLIN,
Registrar.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

The rules approved by this Order increase with effect from 1st April 1976 the fees payable to the General Optical Council by ophthalmic and dispensing opticians and bodies corporate carrying on business as opticians for registration, retention and other purposes.

Provision is also made for additional fees to be charged in respect of certain addresses entered in the register or list.

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