STATUTORY INSTRUMENTS

2006 No. 1441

HEALTH CARE AND ASSOCIATED PROFESSIONS

NURSES AND MIDWIVES

The Nursing and Midwifery Order 2001 (Transitional Provisions) (Amendment) Order of Council 2006

Made - - - - *24th May 2006*

Coming into force - - *1st June 2006*

At the Council Chamber, Whitehall, the 24th day of May 2006

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

Their Lordships make the following Order in exercise of their powers conferred under article 54(2) of the Nursing and Midwifery Order 2001(**a**).

Citation and commencement

1. This Order may be cited as the Nursing and Midwifery Order 2001 (Transitional Provisions) (Amendment) Order of Council 2006 and shall come into force on 1st June 2006.

Amendment of the Nursing and Midwifery Order 2001 (Transitional Provisions) Order of Council 2004

2.—(1) The Nursing and Midwifery Order 2001 (Transitional Provisions) Order of Council 2004(**b**) is amended as follows.

(2) In article 4 (modification of the Conduct Rules)—

(a) before paragraph (a) insert—

"(za) in rule 7—

(i) in paragraph (1), for the words "constituted by, and shall include members of, the Council" were substituted "constituted by the Council", and

(ii) in paragraph (5), the words ", of whom at least 1 shall be a Council member" were omitted;";

(b) after paragraph (a) insert—

"(aa) in rule 12—

(i) in paragraph (1), for the words "constituted by, and shall include members of, the Council" were substituted "constituted by the Council", and

(**a**) S.I. 2002/253, to which there are amendments not relevant to this Order.
(**b**) S.I. 2004/1762.

(ii) in paragraph (2), the words ", of whom at least 1 shall be a Council member" were omitted;"; and

(c) after paragraph (c) insert—

"(ca) in rule 29—

(i) in paragraph (1), for the words "constituted by, and include members of, the Council" were substituted "constituted by the Council", and

(ii) in paragraph (6), the words ", of whom at least 1 shall be a Council member" were omitted;".

A K Galloway
Clerk of the Privy Council

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Nursing and Midwifery Order 2001 (Transitional Provisions) Order of Council 2004. That Order made transitional provisions arising out of the implementation of the Nursing and Midwifery Order 2001. The effect of the amendments is that, in relation to outstanding cases relating to the fitness to practise of nurses and midwives, it is no longer a requirement that a member of the Nursing and Midwifery Council should be a member of the Preliminary Proceedings Committee, the Professional Conduct Committee or the Health Committee.

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