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*Status: Point in time view as at 14/01/1997.*

*Changes to legislation: There are currently no known outstanding effects for the Osteopaths Act 1993, Part III. (See end of Document for details)*

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## SCHEDULE

### THE GENERAL COUNCIL AND COMMITTEES

#### PART III

##### TRANSITIONAL PROVISIONS

###### *The initial membership of the General Council*

- 42 When first constituted, the membership of the General Council shall be determined in accordance with the provisions of this Schedule as modified by this Part.

###### *The transitional periods*

- 43 In this Part—
- “the three year transitional period” means the period beginning with the passing of this Act and ending with the third anniversary of the opening of the register;
  - “the four year transitional period” means the period beginning with the passing of this Act and ending with the fourth anniversary of the opening of the register; and
  - “the five year transitional period” means the period beginning with the passing of this Act and ending with the fifth anniversary of the opening of the register.

###### *The osteopathic members*

- 44
- (1) During the three year transitional period, paragraph 1(a) shall have effect as if it provided for the appointment of 12 members by the Privy Council.
  - (2) Each of those members shall be appointed by the Privy Council after consultation with bodies in the United Kingdom appearing to the Privy Council to represent practising osteopaths.
  - (3) When appointing any such member the Privy Council shall designate him as a person appointed as one of the 12 members provided for by paragraph 1(a) (as modified by this paragraph).
  - (4) In this paragraph “osteopathic member” means a member designated under this paragraph.
  - (5) Each of the osteopathic members shall, at the time of his appointment, be a person appearing to the Privy Council to be a practising osteopath.
  - (6) One of the osteopathic members shall be expressly appointed as a member who is also a registered medical practitioner at the time of his appointment.
  - (7) Paragraph 6 shall not apply to any of the osteopathic members.
  - (8) Subject to paragraphs 4, 5 and 7, the term of office of each of the osteopathic members shall end at the end of the three year transitional period.

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*The lay members*

- 45 (1) The members appointed by the Privy Council under paragraph 1(b) during the five year transitional period shall each be designated by the Privy Council as a person appointed under paragraph 1(b).
- (2) In this Part “lay member” means a member designated under this paragraph.
- (3) Paragraph 11 shall have effect during the five year transitional period as if “registered osteopaths” and “registered osteopath” read, respectively, “persons appearing to the Privy Council to be practising osteopaths” and “a person appearing to the Privy Council to be a practising osteopath”.
- (4) Subject to paragraphs 4 to 7, the term of office of each of the lay members shall end at the end of the five year transitional period.

*The education members*

- 46 (1) During the four year transitional period, paragraph 1(c) shall have effect as if it provided for the appointment of 3 members by the Privy Council.
- (2) Each of those members shall be appointed by the Privy Council after consultation with the Secretary of State.
- (3) When appointing any such member the Privy Council shall designate him as a person appointed as one of the 3 members provided for by paragraph 1(c) (as modified by this paragraph).
- (4) The 3 education members shall be persons appearing to the Privy Council to be qualified to advise the General Council on matters relating to education and training in osteopathy.
- (5) In this paragraph “education member” means a member designated under this paragraph.
- (6) Paragraph 6 shall not apply to any of the education members.
- (7) Subject to paragraphs 4 to 7, the term of office of each of the education members shall end at the end of the four year transitional period.

*The Secretary of State’s nominee*

- 47 Subject to paragraphs 4, 5 and 7, the term of office of any person appointed by the Secretary of State under paragraph 1(d) during the four year transitional period shall come to an end at the end of that period.

*Appointment of first Chairman*

- 48 (1) The first Chairman of the General Council shall be appointed by the Privy Council from among the lay members to serve as such until the end of the first meeting of the Council to be held after the first election of members under paragraph 1(a).
- (2) If a person appointed as Chairman of the Council during the three year transitional period fails to serve his full term of office as Chairman, his successor as Chairman shall be appointed by the Privy Council from among the lay members for the residue of the unexpired term.

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- (3) Paragraph 14(3) shall have effect in relation to any Chairman appointed by the Privy Council under this paragraph as if for paragraph (c) there were substituted—
- “(c) his removal by the Privy Council, where the Privy Council agrees to a request for his removal made by a majority of the other members of the General Council;”.
- (4) Paragraph 14(3)(d) shall not apply in relation to any person serving as the Chairman appointed by the Privy Council under this paragraph.

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