



# National Health Service Reform and Health Care Professions Act 2002

## 2002 CHAPTER 17

### PART 2

[<sup>F1</sup>HEALTH AND SOCIAL CARE PROFESSIONS ETC.]

[<sup>F1</sup>*The Professional Standards Authority for Health and Social Care*]

#### [<sup>F1</sup>25E Section 25D: interpretation

- (1) This section applies for the purposes of section 25D.
- (2) “Voluntary register” means a register of persons in which a person is not required by an enactment to be registered in order to be entitled to—
  - (a) use a title,
  - (b) practise as a member of a profession,
  - (c) engage in work that involves the provision of health care,
  - (d) engage in work of a description given in section 60(2ZC) of the Health Act 1999 (social care work in England), or
  - (e) participate in studies that come within section 25D(2) or (3).
- (3) Where an enactment imposes a requirement of that kind which applies to part only of the United Kingdom, a register is to be regarded as a voluntary register in so far as it applies to any part of the United Kingdom to which the requirement does not apply.
- (4) The reference in subsection (2) to an enactment does not include a reference to an enactment in so far as it imposes a requirement of that kind which applies—
  - (a) only to work or practice of a particular kind, and
  - (b) only when work or practice of that kind is engaged in for particular purposes.
- (5) In subsections (2) to (4), “enactment” means an enactment contained in, or in an instrument made under—

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**Changes to legislation:** National Health Service Reform and Health Care Professions Act 2002, Section 25E is up to date with all changes known to be in force on or before 10 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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- (a) an Act of Parliament,
  - (b) an Act of the Scottish Parliament,
  - (c) an Act or Measure of the National Assembly for Wales, or
  - (d) Northern Ireland legislation.
- (6) “Unregulated health professional” means a member of a profession—
- (a) which is concerned with the physical or mental health of individuals, but
  - (b) to which section 60(2) of the Health Act 1999 does not apply.
- (7) “Unregulated health care worker” means a person engaged in work which—
- (a) involves the provision of health care, but
  - (b) is not work which may be engaged in only by members of a profession.
- (8) In subsections (2) and (7), “health care” includes—
- (a) all forms of health care for individuals, whether relating to physical or mental health, and
  - (b) procedures that are similar to forms of medical or surgical care but are not provided in connection with a medical condition.
- (9) “Unregulated social care worker in England” means a person engaged in social care work in England within the meaning of section 60 of the Health Act 1999.

<sup>F2</sup>(10) . . . . .

<sup>F2</sup>(11) . . . . .]

#### Textual Amendments

**F1** Ss. 25D-25F inserted (1.12.2012) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 228**, 306(4); S.I. [2012/2657](#), art. 2(3)

**F2** S. 25E(10)(11) omitted (2.12.2019) by virtue of [Children and Social Work Act 2017 \(c. 16\)](#), s. 70(2), **Sch. 4 para. 7**; S.I. [2019/1436](#), reg. 2(r)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 17(1)(fb) substituted for s. 17(1)(fa) by [2006 c. 28 Sch. 8 para. 50\(a\)](#) (Effect not applied. The amending provision was repealed 1.3.2007 by [2006 \(c. 43\), s. 8\(2\), Sch. 4](#))
- s. 26(4)(d) and word inserted by [S.I. 2024/374 Sch. 5 para. 4\(2\)\(b\)](#)
- s. 29(1)(ha)-(hc) inserted by [S.I. 2024/374 Sch. 5 para. 4\(3\)\(a\)](#)
- s. 29(7B) inserted by [S.I. 2024/374 Sch. 5 para. 4\(3\)\(c\)](#)