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STATUTORY INSTRUMENTS

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**2005 No. 2011**

**HEALTH CARE AND  
ASSOCIATED PROFESSIONS  
DENTISTS**

The Dentists Act 1984 (Amendment) Order 2005

*Made - - - - 19th July 2005  
Coming into force in accordance with article 1(3),  
(4) and (5)*

THE DENTISTS ACT 1984 (AMENDMENT) ORDER 2005

PART 1

General

1. Citation, interpretation and commencement
2. Amendment of the Dentists Act 1984

PART 2

The Council, their Committees and Registration

3. Amendment of section 1
4. Amendment of section 2
5. Insertion of sections 2A to 2D
6. Substitution of section 14
7. Amendment of section 18
8. Amendment of section 19
9. Repeal of sections 20 and 21
10. Substitution of section 22
11. Amendment of section 23
12. Substitution of section 24
13. Repeal of section 25
14. Insertion of section 25A
15. Amendment of section 26
16. Insertion of section 26A

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### PART 3

#### Fitness to practise, proceedings and appeals

17. Insertion of section 26B
18. Substitution of sections 27 and 28
19. Amendment of section 29
20. Insertion of section 29A
21. Substitution of section 30
22. Repeal of section 31
23. Substitution of section 32
24. Substitution of section 33
25. Insertion of sections 33A to 33C
26. Repeal of section 34
27. Substitution of sections 34A and 34B
28. Amendment of section 35

### PART 4

#### Professions Complementary to Dentistry

29. Insertion of sections 36A to 36I
30. Insertion of section 36J
31. Insertion of sections 36K to 36V
32. Insertion of section 36W
33. Insertion of sections 36X to 36Z2

### PART 5

#### The Practice of Dentistry and Carrying on the Business of Dentistry

34. Amendment of section 37
35. Amendment of section 38
36. Amendment of section 39
37. Amendment of section 41
38. Repeal of section 42
39. Substitution of sections 43 and 44

### PART 6

#### Further amendments

40. Repeal of Part 5
  41. Insertion of section 49A
  42. Repeal of section 50
  43. Insertion of sections 50A to 50D
  44. Amendment of section 51
  45. Amendment of section 52
  46. Amendment of section 53
  47. Amendment of Schedule 1
  48. Repeal of Schedule 3A
  49. Minor and consequential amendments
  50. Transitional, transitory and saving provisions
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SCHEDULE 1 — Insertion of Schedule 2A

SCHEDULE 2 — Substitution of Schedule 3

SCHEDULE 3 — Insertion of Schedule 4A

SCHEDULE 4 — Insertion of Schedule 4B

SCHEDULE 5 — Insertion of Schedule 4C

SCHEDULE 6 — Minor and consequential amendments

PART 1 — Primary Legislation

1. The National Health Service Act 1977
2. The National Health Service (Scotland) Act 1978
3. The Value Added Tax Act 1994
4. The National Health Service Reform and Health Care Professions Act 2002
5. The Income Tax (Earnings and Pensions) Act 2003

PART 2 — Secondary legislation

6. The Health and Personal Social Services (Northern Ireland) Order 1972
7. The Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975
8. The National Health Service (General Dental Services) Regulations 1992
9. The National Health Service Pension Scheme Regulations 1995
10. The National Health Service Superannuation Scheme (Scotland) Regulations 1995
11. The National Health Service (Injury Benefits) Regulations 1995
12. The National Health Service (General Dental Services) (Scotland) Regulations 1996
13. The National Health Service (Scotland) (Injury Benefits) Regulations 1998
14. The Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003
15. The National Health Service (General Dental Services Supplementary List) and (General Dental Services) Amendment Regulations 2003

SCHEDULE 7 — Transitional provisions

1. In this Schedule— (a) “the Regulations” means the Dental Auxiliaries...
2. Fitness to practise proceedings before the Preliminary Proceedings Committee, the Professional Conduct Committee and the Health Committee
3. The old sections 27 to 34 and the old Schedule...
4. Any case which is pending before the Preliminary Proceedings Committee...
5. Any case which has been referred to the Professional Conduct...
6. Any case which is pending before the Health Committee under...
7. Except in a case to which paragraph 4, 5 or...
8. Where an allegation concerning the fitness to practise of a...
9. Any case where a person has applied before the date...
10. Any case which has been referred to the Professional Conduct...
11. An appeal which relates to a determination under the old...
12. Paragraph 13 applies to a case where—
13. Where this paragraph applies, the Committee to which the case...
14. Proceedings before the Continuing Professional Development Committee
15. The old sections 34A and 34B and the old Schedule...

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16. An appeal which relates to a decision by the registrar—...
17. An appeal which relates to a determination by the Continuing...
18. Paragraph 19 applies to a case where—
19. Where this paragraph applies, the Continuing Professional Development Committee shall...
20. Proceedings before the Dental Auxiliaries Committee
21. The old Part 5 and the Regulations shall continue to...
22. Any case which is pending before the Dental Auxiliaries Committee...
23. Except in a case to which paragraph 22 applies, where...
24. Where an allegation concerning the fitness to practise of a...
25. An appeal which relates to a decision made by the...
26. Paragraph 27 applies to a case where—
27. Where this paragraph applies, the Dental Auxiliaries Committee shall deal...
28. Dental auxiliaries: registration
29. (1) Subject to sub-paragraph (3), if on the day before...
30. Dental auxiliary members of the Council
31. Orders in Council under section 1 of the Act

Explanatory Note