

**COUNCIL FOR ANTHROPOSOPHICAL HEALTH AND SOCIAL CARE
(APPLICATION FOR REGISTRATION AND FEES) RULES 2006**

The Council for Anthroposophical Health and Social Care hereby make the following Rules:

**PART I
INTRODUCTION**

Citation and commencement

1. These Rules may be cited as the Council for Anthroposophical Health and Social Care (Application for Registration and Fees) Rules 2006 and shall come into force on 3rd July 2006.

Interpretation

2. (1) In these Rules, unless the context otherwise requires
- “applicant” means a person applying to be registered with the Council for Anthroposophical Health and Social Care as an anthroposophical health or social care professional;
 - “bank authority” means any form of authority which a person may give to his bank including a letter of authority, banker’s order, standing order or variable direct debit;
 - “doctor” means a registered medical practitioner;
 - “European Economic Area State” means a state which is a contracting party to the European Economic Area Agreement” means the Agreement on the European Economic Area signed at Oporto on 2nd May 1992(a) as adjusted by the protocol signed at Brussels on 17th March 1993(b);
 - “registrant” means any person on the register of the Council for Anthroposophical Health and Social Care;
 - “relative”, in relation to any person, means any of the following
 - (a) his spouse;
 - (b) any lineal ancestor, lineal descendant, brother, sister, aunt, uncle, nephew, niece or first cousin of his or his spouse;
 - (c) the spouse of any relative within paragraph (b) above; and for the purposes of deducing any relationship “spouse” includes a former spouse, a partner to whom the person is not married, and a partner of the same sex; and
 - “relevant qualification” means a recognised qualification or a qualification treated as a recognised qualification by rules made by the Council.

(a) Command 2073 and OJ No. L1 3.1.1994 page 3.

(b) Command 2183 and OJ No. L1 3.1.1994 page 572.

(2) Unless the context otherwise requires

- (a) any reference in these Rules to a numbered rule is a reference to the rule bearing that number in these Rules; and
- (b) any reference in a rule to a numbered paragraph is a reference to the paragraph bearing that number in that rule.

Service of documents

3. (1) In these Rules

- (a) any reference to the sending of a notice to an applicant or a registrant is a reference to the sending of the notice by registered post service or by a postal service in which delivery or receipt is recorded to the address at which he has his practice or his principal practice or, if he is not practising, the address which he has informed the Registrar in writing is the address to be shown in the register in relation to his name; and
- (b) where any notice or document is sent to an applicant or a registrant, it shall be treated as having been sent on the day that it was posted.

(2) The address at which a registrant has his principal practice is the address which he has informed the Registrar is the address to be shown as such in the register in relation to his name.

PART II
APPLICATION FOR REGISTRATION

4. (1) An application for registration shall be
- (a) in writing;
 - (b) on the form approved by the Council for the purpose which shall require the applicant to provide the following information
 - (i) the applicant's personal details, including his full name, title, sex, age, date of birth, practice or principal practice address or, if not practising, the address to be shown in the register, telephone and fax numbers, details of any criminal convictions and state of health;
 - (ii) the applicant's professional details, including his training and professional qualifications, , his professional practice, the outcome of any civil or negligence claims, membership of any other professional body and the outcome of any disciplinary proceedings; and
 - (iii) such other information as the Council may reasonably require;
 - (c) completed and signed by the applicant; and
 - (d) given or sent to the Registrar.
- (2) The applicant shall provide in connection with the application for registration
- (a) a character reference, that is a reference as to the good character of the applicant given on the form specified by the Council by a person who
 - (i) is not a relative of the applicant;
 - (ii) is a person of standing in the community which includes a registered health practitioner, solicitor, accountant, bank manager, Justice of the Peace, principal of the institution which granted the applicant a relevant qualification or a person authorised by the principal of that institution, Minister of the Church, Rabbi, Imam or other religious official acceptable to the Registrar; and
 - (iii) has known the applicant for a period of at least four years;
 - (b) subject to paragraph (3), a health reference, that is a reference as to the physical and mental health of the applicant given on the form specified by the Council by the applicant's doctor provided
 - (i) he is not a relative of the applicant, and

- (ii) he has known the applicant for a period of at least four years;
- (c) the document conferring or evidencing the possession by the applicant of a relevant qualification; and
- (d) such other information and documents as the Registrar may reasonably require for the purpose of determining the application.

(3) Where the Registrar is satisfied that the applicant cannot provide a health reference in the terms provided in paragraph (2)(b) for whatever reason, the Registrar may satisfy himself as to the physical and mental health of the applicant in any of the following ways

- (a) by a reference given by a doctor who, in giving the reference, relies on the medical records of the applicant made by a doctor of whom the applicant was a patient for a period of at least four years or the records of a doctor who has practised in partnership with such a doctor;
- (b) by an examination by a doctor nominated by the Registrar; or
- (c) by such other manner as the Registrar considers appropriate in a particular case.

Other conditions of registration

5. (1) For the purpose of satisfying himself as to the good character of the applicant, the Registrar shall have regard to

- (a) the character reference referred to in rule 4(2)(a);
- (b) any criminal offence which the applicant has been convicted of;
- (c) such other matters as appear to him to be relevant;

and for this purpose the Registrar may seek information additional to that provided with the application for registration from both the applicant and from any other person or source.

(2) For the purpose of satisfying himself as the physical and mental health of the applicant, the Registrar shall have regard to

- (a) the health reference referred to in rule 4(2)(b);
- (b) such other matters as appear to him to be relevant;

and for this purpose the Registrar may seek information additional to that provided with the application for registration from both the applicant and from any other person or source and may require the applicant to be examined by a doctor nominated by the Registrar.

(3) For the purpose of satisfying himself as to whether the applicant has practised safely, the Registrar shall, without prejudice to any other matters which appear to him to be relevant in any particular case, have regard to any of the following of which he is aware -

- (a) a complaint made to the professional regulatory body (if any) on whose register, roll or list the name of the applicant is or has been entered;
- (b) a claim made under a contract of insurance providing professional indemnity to the applicant;
- (c) proceedings brought against the applicant in connection with his professional practice.

(4) For the purpose of satisfying the Registrar that he has practised competently, the applicant shall complete all sections of the questionnaire provided by the Council in connection with applications made or such parts of the questionnaire as the Registrar may direct.

(5) In determining whether an applicant has practised competently, the Registrar shall have regard to -

- (a) the completed questionnaire referred to or such part of the questionnaire that the Registrar has directed shall be completed;
- (b) the required standard of proficiency; and
- (c) such other matters as appear to him to be relevant

and for this purpose the Registrar may obtain information additional to that provided with the application for registration and in the questionnaire from both the applicant and from any other person or source as the Registrar considers appropriate and may require the applicant to be interviewed or to be visited at any place where he practises by a person nominated by the Registrar.

PART III FEES

Scrutiny fee

6. The fee to be charged for scrutinising an application for registration (“the scrutiny fee”) shall be £45.

Entry fee

7. The fee to be charged for making an entry in the register (“the entry fee”) for both registrants and conditional registrants shall be as follows.

For those with an annual income of:

less than £15,000:	at a rate of £40 each year
between £15,000 and £20,000:	“ £70 “
between £20,000 and £30,000:	“ £100 “
over £30,000:	“ £150 “

Registrar’s authority in relation to entry fees

8. The Registrar shall not enter the registrant in the register until the entry fee has been received.

Retention fee

9. The fee to be charged in respect of the retention in the register of any entry in any year following the year in which the entry was first made (“the retention fee”) shall be as follows.

For those with an annual income of:

less than £15,000:	at a rate of £40 each year
between £15,000 and £20,000:	“ £70 “
between £20,000 and £30,000:	“ £100 “
over £30,000:	“ £150 “

Registrar’s authority in relation to retention fees

10. (1) The Registrar shall remove from the register any entry relating to a registrant who, after the appropriate notices specified in either paragraph (2) or (3) have been sent, fails to pay the retention fee unless he is satisfied that the removal would cause the registrant undue hardship.

(2) Where a registrant has not given the Registrar a bank authority, the Registrar shall

- (a) send the registrant a notice in writing not less than 28 days before the date on which the retention fee is due which states that the retention fee is due and the date on which it is due; and
- (b) if the retention fee has not been paid by the date on which it is due, send a further notice (“the second notice”) in writing stating that if the retention fee is not paid within the period of 14 days beginning with the day on which the second notice is sent the Registrar will remove the registrant’s entry from the register unless the registrant satisfies him that removal from the register would cause him undue hardship.

(3) Where a registrant has given the Registrar a bank authority and the retention fee has not been paid in accordance with that authority by the date on which that fee is due, the Registrar shall send the registrant a notice in writing stating that, if

the retention fee is not paid within the period of 28 days beginning with the day on which the notice is sent, the Registrar will remove the registrant's entry from the register unless the registrant satisfies him that removal from the register would cause him undue hardship.

(4) Where it has been agreed that the retention fee shall be paid by instalments and the registrant has failed to pay an instalment on the date when it is due, the Registrar shall send the registrant a notice in writing that, if the instalment is not paid within the period of 14 days beginning with the day on which the notice is sent, the Registrar will remove the registrant's entry from the register unless the registrant satisfies him that removal from the register would cause him undue hardship.

(5) If the instalment is not paid within the period referred to in paragraph (4), the Registrar shall remove the registrant's entry from the register unless he is satisfied that the removal would cause the registrant concerned undue hardship.

(6) In this rule, a reference to the date on which an instalment of a retention fee is due is a reference to a date which the Registrar has notified the registrant concerned under rule 8(5) is a date on which an instalment is payable.

Restoration fee

11. (1) The fee to be charged for restoring an entry in the register ("the restoration fee") shall be as follows

For those with an annual income of:

less than £15,000:	at a rate of £40 each year
between £15,000 and £20,000:	“ £70 “
between £20,000 and £30,000:	“ £100 “
over £30,000:	“ £150 “

Entry in the register, and payment of fees

12. The Registrar shall refuse to make an entry in the register in respect of a person who has made an application for registration unless the fees specified in rules 6 and 8 have been paid and shall refuse to restore an entry to the register unless the fee specified in rule 10 has been paid.

Agreed by the Council for Anthroposophical Health and Social Care this 3rd day of July two thousand and six.

Simon Fielding
Chairman