

THE GENERAL DENTAL COUNCIL (SPECIALIST LIST) REGULATIONS 2008

The General Dental Council make the following regulations in exercise of their powers conferred under section 26(3) and (4) and 52(1A) and 1(B) of the Dentists Act 1984.

Citation, Commencement and Interpretation

1. (1) These regulations may be cited as "The General Dental Council (Specialist List) Regulations 2008" and shall come into force on 4th September 2008.

(2) In these regulations unless the context otherwise requires:

"the Act" means the Dentists Act 1984;

"CCST" means a Certificate of Completion of Specialist Training in a specialist branch of dentistry awarded by the Council in accordance with the provisions of the European Qualifications Regulations as they had effect immediately before exit day and of these regulations;

"the Directive" means Directive 2005/36/EC of the European Parliament and of the Council of 7th September 2005 on the recognition of professional qualifications (OJ No L255, 30.09.2005, p 22), and any reference in these Regulations to the Directive or to any provision of the Directive is a reference to the Directive, or to that provision, as it had effect immediately before exit day;"

"specialty" means a branch of dentistry referred to in regulation 2 for which a title is prescribed under these regulations; and

~~"General Systems Regulations" means the European Communities (Recognition of Professional Qualifications) Regulations 2007;~~

"European Qualifications Regulations" means the European Primary and Specialist Dental Qualifications Regulations 1998 as amended as they had effect immediately before exit day.

Prescribed Titles

2. The following titles are prescribed for the purposes of section 26(3) of the Act -

Specialist in Orthodontics
Specialist in Oral Surgery
Specialist in Endodontics
Specialist in Periodontics
Specialist in Prosthodontics
Specialist in Restorative Dentistry
Specialist in Dental Public Health
Specialist in Paediatric Dentistry.
Specialist in Oral Medicine
Specialist in Oral and Maxillofacial Pathology
Specialist in Oral Microbiology
Specialist in Dental and Maxillofacial Radiology
Specialist in Special Care Dentistry

Certificate of Completion of Specialist Training

3. (1) Subject to the paragraphs (2), (3) and (4), the Council shall award a CCST to any person who applies to the Council for that purpose (and pays any fee determined by the Council) if the Council is satisfied that the person has satisfactorily completed specialist dental training in a specialty approved by the Council pursuant to regulation 4.
- (2) A CCST may only be awarded to a registered dentist.

- (3) A CCST shall not be awarded to a person registered under section 17 of the Act (temporary registration).
- (4) A period of dental training in a specialty counts towards completion of the training required for another specialty if it is common to both.
- (5) A CCST shall state -
 - (a) the date on which it was awarded;
 - (b) the specialty in which it was awarded;
 - (c) the name of its holder;
 - (d) the holder's primary dental qualification; and
 - (e) the registration number allocated to the holder by the registrar.
- (6) A CCST shall state where the holder's primary dental qualification was awarded and, in the case of a registered dentist whose primary qualification in the United Kingdom was awarded following the completion of a degree, licence or other dental diploma overseas, the CCST shall also state this qualification and the place where it was awarded.

Conditions for Use of Prescribed Titles

- 4. (1) In order to qualify to use one of the titles prescribed in regulation 2 a registered dentist shall comply with the conditions prescribed for that title in these regulations.
- (2) (a) Specialist dental training intended to lead to the award of a CCST shall not be approved by the Council unless that training meets the conditions specified in Article 35 of the Directive (specialist dental training), or under article 22(a) of the Directive (part-time training) is to be treated as meeting those conditions.
- (b) The Council may withdraw any such approval if it is satisfied that the training no longer meets, or under article 22(a) of the Directive can no longer be treated as meeting, the conditions specified in article 35 of the Directive.
- 5. A registered dentist shall be entitled to use the title "Specialist in Orthodontics" or (as the case may be) "Specialist in Oral Surgery" if the registered dentist-
 - (a) holds a CCST awarded by the Council under regulation 3 in the specialty in question;
 - (b) is an eligible specialist as specified in regulation 9 of the European Qualifications Regulations in the specialty in question;
 - ~~(c) is an exempt person-~~
 - ~~(ii) whose case falls within regulation 3(9)(a) or (e) of the General Systems Regulations,~~
 - ~~(ii) to whom regulation 20 to 26 of those Regulations apply by~~

~~reason of the operation of regulation 3(4) of those Regulations, and~~

~~{iii} who is permitted to practise orthodontics or oral surgery in the United Kingdom by virtue of Part 3 of those Regulations (having, in particular, successfully completed any adaptation period, or passed any aptitude test, that he may be required to undertake pursuant to that Part of those Regulations);~~

(d) is an existing specialist as specified in regulation 12 of the European Qualifications Regulations in the specialty in question; or

~~(e) is an exempt person—~~

~~a. who is registered in the list of visiting dentists from relevant European States mentioned in section 14(1A)(c) of the Act, and~~

~~{ii} who is providing services in the United Kingdom as a specialist dentist in orthodontics or oral surgery on a temporary and occasional basis, in exercise of entitlement under Schedule 4 (visiting dentists from relevant European States) to the Act.~~

6. (1) A registered dentist shall be entitled to use the title "Specialist in Endodontics" or (as the case may be) "Specialist in Periodontics or (as the case may be) Specialist in Prosthodontics" or (as the case may be) "Specialist in Restorative Dentistry" or (as the case may be) Specialist in Dental Public Health or (as the case may be) Specialist in Paediatric Dentistry or (as the case may be) Specialist in Oral Medicine or (as the case may be) Specialist in Oral and Maxillofacial Pathology or (as the case may be) Specialist in Oral Microbiology or (as the case may be) Specialist in Dental and Maxillofacial Radiology or (as the case may be) Specialist in Special Care Dentistry if the registered dentist -

(a) holds a CCST awarded by the Council under regulation 3 in the specialty in question;

(b) holds specialist dental qualifications awarded outside the United Kingdom and satisfies the Council that those qualifications are equivalent to those required for the award of a CCST in the specialty in question;

(c) has knowledge and experience derived from academic or research work in the specialty in question and satisfies the Council that this knowledge and experience is equivalent to the knowledge and experience which the dentist might reasonably be expected to have acquired if the dentist had undertaken the training required for the award of a CCST in that specialty.

~~(2) In the case of an exempt person, in deciding that person's entitlement to use the title in relation to a particular specialty, the Council shall take into account—~~

~~(a) all their dental qualifications, knowledge or experience, wherever acquired, which are relevant to its decision; and~~

- ~~(b) where the person has a specialist qualification in relation to a particular specialty to which this regulation applies which~~
- ~~(i) was granted otherwise than in a relevant European State, but~~
- ~~(ii) has been accepted by a relevant European State, other than the United Kingdom, as qualifying the dentist to practise as a specialist in that State,~~
- ~~that acceptance~~

Transitional Provisions

7. (1) A registered dentist shall be entitled to use a prescribed title if -
- (a) they did not apply for their name to be listed in a list of specialists before the expiry of the period of two years beginning with the specified date; and
 - (b) they satisfy the Registrar that there was good reason for not applying by then.
- (2) A person falls within paragraph (1) if -
- (a) the person is, or has been, a Consultant in the National Health Service in Restorative Dentistry, Dental Public Health, Pediatric Dentistry, Oral Medicine, Oral and Maxillofacial Pathology, Oral Microbiology, Dental and Maxillofacial Radiology or Special Care Dentistry;
 - (b) the person has been accredited in the specialty mentioned in subparagraph (a) before the specified date or;
 - (c) the person has satisfied the Council that they -
 - (i) have been trained in the United Kingdom in the appropriate specialty and that training complied with the requirements relating to training in that specialty current in the UK at the time they undertook it
 - (ii) have qualifications awarded in the UK in such a specialty that are equivalent to a CCST in that specialty; or
 - (iii) have acquired experience in that specialty which has given them a level of expertise equivalent to the level of expertise they might reasonably be expected to have attained if they had a CCST in that specialty.
- (3) The specified date in this regulation in relation to a particular specialty is -
- (a) in the case of Restorative Dentistry and Dental Public Health, 16 April 1998;
 - (h) in the case of Endodontics, Periodontics and Prosthodontics, 1

June 1998;

- (c) in the case of Paediatric Dentistry, 1 July 1998;
- (d) in the case of Oral Medicine, Oral and Maxillofacial Pathology and Oral Microbiology, 1 July 1999;
- (e) in the case of Dental and Maxillofacial Radiology, 1 June 2000; and
- (f) in the case of Special Care Dentistry, 1 October 2008.

Keeping of Lists

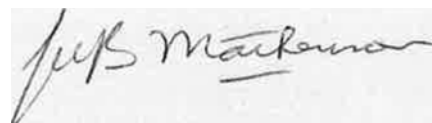
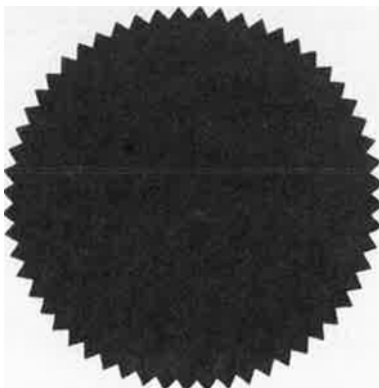
8. (1) The Registrar shall
- (a) keep a list in respect of each title prescribed under regulation 2; and
 - (b) subject to paragraph (2) enter in each such list the name of any registered dentist qualified under these regulations to use the title for which the list is kept and who applies to be entered in such list.
- (2) The list shall contain, in respect of each registered dentist qualified to use a prescribed title -
- (a) the person's name;
 - (b) the person's registered qualifications;
 - (c) the person's registered address;
 - (d) the date on which the dentist's name was entered in the list; and
 - (e) the dentist's original registration number.
- (3) Except where a name has been erased or suspended from a list in accordance with paragraphs (2), (4), (5), or (6) of regulation 9 the Registrar shall retain in the appropriate list of registered dentists qualified to use the prescribed title the name of any registered dentist in respect of whom an application for retention of the name in the list has been received before the prescribed date accompanied by any prescribed fee, until the prescribed date in the next following year.
9. (1) Any registered dentist who is qualified to use a title prescribed in regulation 2 and who complies with the conditions set out in these regulations shall be eligible to be entered in the list relating to that title.
- (2) Where the Registrar on the date determined by the Council in any year shall not have received from any registered dentist whose name is entered in a list any fee determined by the Council for retention of the name of the registered dentist in a list for the ensuing year, the Registrar shall remove that name from the list concerned.
- (3) The Registrar may restore to the list a name removed under paragraph(s) (2) or (4) of this regulation upon receipt of an application in the form provided by the Council for the purpose accompanied by any fee determined by the Council for restoration to and retention in a list held under these regulations.

- (4) Where it comes to the notice of the Registrar that a person (other than one to whom paragraph (6) of this regulation applies) whose name is included in a list held under these regulations is no longer a registered dentist, the Registrar shall remove that person's name from the list.
- (5) Where information is received that an entry in a list is incorrect or that the application was made in error or application is made for an entry in a list to be altered, the Registrar, when satisfied by means of a statutory declaration or otherwise, that the information or the grounds of the application is true and sufficient, shall make the required correction, deletion or alteration provided that, where a change of name is entered in the register, the name previously registered shall be entered with the new or altered name for a period of not less than one year or such longer period as the Council may specify in a particular case.
- (6) Any person whose name is erased from the register under sections 23, 24 or 27B of the Act or whose registration is suspended under section 27B or 27C of the Act shall forthwith have their entry in any list erased or suspended.
- (7) When the registration of a person whose registration has been suspended from any list under paragraph (6) is no longer subject to suspension, the Registrar shall once again include that person's name in the list concerned (unless their name has been erased from the register for any other reason).


Revocation

10. The General Dental Council (Distinctive Branches of Dentistry) Regulations 1998 are hereby revoked.

Given under the Official Seal of the General Dental Council on 4th September 2008.



Hew Byrne Mathewson
President



Duncan Hugh Rudkin
Registrar