### **NEW PROFESSIONS**

### **Regulation of new professions by the HPC from April 2003**

Council is requested to approve the two documents to be used in the application process for aspirant professions/organisations:

- The Guidance Notes to the application form Council's attention is drawn to page 7 which details the process, by flowchart of accepting an application, the recommendation to be made to the Secretary of State and the involvement of the Department of Health.
- The Application form.

The documents will be available on the HPC website and new applications will be accepted with effect from  $1^{st}$  April 2003.



# Guidance for occupations considering applying for regulation by the Health Professions Council

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### **REFERENCE DOCUMENTS**

These extracts are reproduced under the terms of Crown Copyright Policy Guidance issued by HMSO:

#### From the Health Professions Order 2001:

- 6. (1) The register shall be divided into such parts as the Privy Council may by order determine, on a proposal by the Council or otherwise, and in this Order, references to parts of the register are to the parts so determined.
  - (2) There shall be one or more designated titles for each part of the register indicative of different qualifications and different kinds of education or training and a registrant is entitled to use whichever of those titles, corresponding to the part of the register in which he is registered, as is appropriate in his case.
  - (3) Subject to article 7, the Privy Council may by order, on a proposal by the Council or otherwise, make such other provision in connection with the register as it considers appropriate and in particular may provide for -
  - (a) the register to include entries indicating the possession of qualifications (whether or not they are approved qualifications) or competence in a particular field or at a particular level of practice, or for the use of a particular category of entry to be discontinued;
  - (b) persons to be registered in one or more parts of the register by virtue of having been included in the register maintained under the 1960 Act;
  - (c) the recording of additional entries by virtue of their having been in the register maintained under the 1960 Act;
  - (d) a specified part of the register to be closed, as from a date specified in the order, so that on or after that date no further person may become registered in that part;
  - (e) a specified part of the register to be sub-divided into two or more parts, or for two or more parts to be combined into one;
  - (f) persons to be registered in one or more parts of the register by virtue of having been registered in a part or parts of the register which have been closed, sub-divided or combined;
  - (g) the recording in Welsh of titles, qualifications and other entries referred to in this paragraph in respect of those members of the professions regulated by this Order whose registered address is in Wales.
  - (4) The Privy Council, except where acting in accordance with a proposal made by the Council, shall consult the Council before making, varying or revoking any order under this article.
  - (5) Before making any proposal referred to in paragraph (1) or (3), the Council shall consult representatives of any group of persons who appear likely to be affected by the proposed order.

#### From the 1999 Health Act section 60 (1) (b):

#### PART III MISCELLANEOUS AND SUPPLEMENTARY

#### Miscellaneous

Regulation 60 of health care and associated professions.

 Her Majesty may by Order in Council make provision-

> (a) modifying the regulation of any profession to which subsection (2) applies, so far as appears to Her to be necessary or expedient for the purpose of securing or improving the regulation of the profession or the services which the profession provides or to which it contributes,

(b) regulating any other profession which appears to Her to be concerned (wholly or partly) with the physical or mental health of individuals and to require regulation in pursuance of this section.

only

The Health Professions Council, unlike its predecessor body, was expressly designed to be able to take on the regulation of health professions beyond the 12 covered at its inception, without the need for primary legislation.

The Health Professions Order 2001 said: *"Article 3 (17)—* 

#### The Council may-

- (a) make recommendations to the Secretary of State concerning any profession which in its opinion should be regulated pursuant to section 60(1)(b) of the Health Act 1999; and
- (b) give such guidance as it sees fit to such persons as seem to it to have an interest in such regulation on the criteria to be taken into account in determining whether a profession should be so regulated."

In line with Article 3(b), this leaflet provides guidance for interested parties on the criteria that the Council will generally apply in deciding whether to recommend to the Secretary of State that it should begin regulation of a profession. If the Secretary of State decides that the Council should begin regulation, the Government will legislate accordingly. Once the legislation is in place, the Council will consider how best to change the Register to reflect the decision. It is important to note that the legislative process can take considerable time, as it requires both Parliamentary time and specialist legal resources.

This may involve setting up a new Part of the Register, along with a new Protected Title. However, it may well make more sense for a profession to be regulated as a distinct subset within an already extant Part of the Register, or for two or more new professions to be regulated together as a new Part of the Register. One of the aims of the legislation that created the Council was to limit its size, in order to ensure it was able to act effectively, and this will be taken into account by the Secretary of State.

The Council wishes to remind interested parties that the purpose of regulation is to protect the public. Although members of an occupation may consider that they will benefit from regulation by the Council, they will need to recognise that regulation will cost them money, time and effort. This document sets out some of the requirements that the Council makes of applicant occupations seeking regulation, and in doing so, gives an indication of the issues with which the Council is concerned. More information on the work of the Council and the requirements made of individual professionals can be found in the other leaflets and brochures that the Council publishes.

The Council will generally use a two part assessment as the primary means by which it will make its decision. When notifying its decision to the Secretary of State, the Council will also report on some additional considerations that are explained later on. In the first part of the assessment, it will determine whether it considers a profession is, in principle, eligible to be regulated by the Health Professions Council. This part is designed to ensure that the Council retains a focus on the health, and to a lesser extent the social care, professions. In the second part, it will determine whether, in practice, it should regulate professions that it has determined to be eligible. Normally, the Council will generally apply the criteria in the two parts of the assessment to determine whether or not to recommend a profession for regulation. The Council will make its final decision on whether to recommend an applicant occupation for regulation by a formal vote at a Council meeting.

The Council expects that it will generally only assess professions to determine whether to recommend them for regulation if the professions have themselves applied to the Council to be regulated. However, the Council has legal powers to make recommendations even where a profession has not applied, which it could in principle make use of, if it felt this were necessary to protect the public.

The Council has decided that occupations consisting of only a small number of individuals should not be barred from regulation on this ground alone. However, size may be a consideration for the Secretary of State in deciding whether a successful applicant occupation should have its own Part of the Register, should join as a distinct subset within an extant Part of the Register, or should join a new Part of the Register at the same time as one or more other successful applicant occupations.

Finally, the Health Professions Council may choose to appoint a Council member and a senior member of the executive staff to work with applicant occupations, to ensure effective communication.

### Part A of the assessment

The Council will first assess whether an occupation is eligible for regulation. Only those occupations involving at least one of the following activities are eligible:

- Invasive procedures
- Clinical intervention with the potential for harm
- Exercise of judgement by unsupervised professionals which can substantially impact on patient health or welfare

Additionally, occupations where these activities are already regulated by other means will be ineligible. This includes occupations that already have a regulator (such as nurses and medical practitioners) or do not make independent clinical judgements. In general, the Council regulates health workers who are not otherwise supervised, practising autonomously, making professional and independent judgments on treatment, and taking full responsibility for their actions.

### Part B of the assessment

The criteria that the Council will apply in Part B of the assessment were settled following a public consultation in the summer of 2002. The criteria will each have equal weight. Each occupation wishing to be regulated will be required to:

- 1. Cover a discrete area of activity displaying some homogeneity
- 2. Apply a defined body of knowledge
- 3. Practise based on evidence of efficacy
- 4. Have at least one established professional body which accounts for a significant proportion of that occupational group
- 5. Operate a voluntary register
- 6. Have defined routes of entry to the profession
- 7. Have independently assessed entry qualifications
- 8. Operate to a defined code of ethics
- 9. Have standards in relation to competence, conduct and health
- 10. Have disciplinary procedures to enforce those standards
- 11. Be committed to continuous professional development (CPD)

# 1. The occupation must cover a discrete area of activity displaying some homogeneity

This criterion covers **what a profession's scope of practice is.** The Council will assess applications for evidence that demonstrates that the applicant occupation practises activities that:

- Are distinctly its own
- Are common across the occupation
- Are distinct from the scope of practice of other occupations, although there may be some overlap

# 2. The occupation must apply a defined body of knowledge

The *body of knowledge* criterion covers **what a profession does**. Frequently, the *body of knowledge* of a health profession will overlap those of other professions. However, each profession that the Council regulates has its own distinct body of knowledge and applications will not be successful if the Council considers that the applicant occupation has not provided sufficient evidence to demonstrate that it, too, has a distinct *body of knowledge*.

# 3. The occupation must practise based on evidence of efficacy

This criterion covers **how a profession practises**. The Council recognises the centrality of evidence-based practice to modern health care and will assess applicant occupations for evidence that demonstrates that:

- Their practice is subject to research into its effectiveness. Suitable evidence would include publication in journals that are accepted as learned by the health sciences and/or social care communities
- There is an established scientific and measurable basis for measuring outcomes of their practice. This is a minimum—the

Council welcomes evidence of there being a scientific basis for other aspects of practice and the *body of knowledge* of an applicant occupation

It subscribes to the ethos of evidence-based practice, including being open to changing treatment strategies when the evidence is in favour of doing so

# 4. The occupation must have at least one established professional body which accounts for a significant proportion of that occupational group

This criterion covers **how a profession has established itself**. The Council will assess applications for evidence that there is at least one established professional body. The Council will assess the application for evidence that membership of the body or bodies accounts for a significant proportion—at least 25%—of the occupation's practitioners. Suitable evidence for the existence of established professional body or bodies would include:

- A constitution or rules
- Minutes
- Standing Orders for the body or bodies and committees
- Election Rules and results

Where there is more than one professional body or representative organisation for an applicant occupation, the Council will additionally seek evidence that all the bodies are involved in, and supportive of, the application process. The Council would welcome evidence of the existence of a steering group with representatives from all the bodies, and that a fair and effective decision-making process is in place. The Council would expect to work primarily with such a steering group and would also expect evidence that the steering group, and not an individual professional body, was involved in drawing up the application for regulation. The Council will require an attestation from the applicant that there are no professional bodies or other representative organisations in existence for the profession that have not been informed of the application.

The Council will also seek evidence that practitioners who do not belong to the professional body or bodies or representative organisation(s) are also supportive of the application. If any of these practitioners are likely not to have followed the applicant occupation's entry routes as described in sections 6 and 7 below, then the Council will require information about likely grandparenting requirements.

#### 5. The occupation must operate a voluntary register(s)

This criterion covers **how a profession accounts for its members**. The Council's Register is its primary mechanism for protecting the public. The Council will seek to assess whether workers in an applicant occupation have accepted the principles, benefits and obligations of registration, by enrolling on a voluntary register or registers. The Council will require evidence that the voluntary register(s) cover at least 25% of an applicant occupation's workforce. These requirements are a minimum and the Council would consider very favourably evidence of plans to inform an applicant occupation's practitioners of the consequences of regulation by the Council. Such plans should cover issues that will be of particular importance to those members, particularly:

- Fees and other potential financial implications
- Regulation of the practice of the profession's members. As explained in the introduction, members of the profession will be subject to the Council's regulatory authority, which it will exercise to protect the public.
- Arrangements for applying for entry to the Council's Register
- Protection of title
- Fees and other potential financial implications

# 6. The occupation must have defined routes of entry to the profession

This criterion covers how a profession ensures its practitioners have the requisite knowledge and skills on entry. The Council will assess evidence of how entry to the applicant occupation is controlled. The Council will seek evidence that only individuals who have chosen defined routes of entry are recognised as being practitioners of the profession, in the eyes of educational institutions, employers, professional bodies and (where appropriate) the public at large. The Council will also assess for evidence that the applicant occupation either already has a Subject Benchmark from the Quality Assurance Agency or equivalent body, or intends to work towards one as part of the process of becoming a regulated profession.

# 7. The occupation must have independently assessed entry qualifications

This criterion covers **how a profession ensures its recognised qualifications are valid**. The Council will require evidence that there are qualifications that are recognised as being a necessity for entry to the profession, awarded by recognised educational institutions and independently assessed and monitored through a system of quality control.

# 8. The occupation must operate to a defined code of ethics

This criterion covers how a profession ensures high standards of professional ethics. The Council will assess evidence that an applicant occupation has a written code of ethics, covering the behaviour it expects of practitioners. Each of the currently regulated professions continues to operate its own code of ethics separately from the Council's standards. These differ from the Council's standards in that they are aimed at describing best practice (that is, they are standards to which the professions' members aspire) whereas the Council's standards describe minimum requirements (that is, they are standards to which registrants must adhere).

# 9. The occupation must have standards in relation to competence, conduct and health

This criterion covers **how a profession defines correct behaviour**. The Council will assess evidence that an applicant occupation has had written standards covering competence, conduct and health. The Council will expect to supersede these standards with its own standards if an applicant occupation begins regulation.

# 10. The occupation must have disciplinary procedures to enforce those standards

This criterion covers how a profession polices the behaviour of its practitioners. The Council will assess evidence that an applicant occupation has a system for disciplining practitioners on its voluntary register (including striking-off) when it is determined that they are unfit to practice by reason of:

- Incompetence
- Misconduct
- Health

The Council will also assess for evidence that breaches of the applicant occupation's code of ethics are taken into account when deciding whether a practitioner is unfit to practice. The Council will assess for evidence of written procedures covering the administration of the system, and requires applicant occupations to submit anonymised information regarding cases that have been dealt with through the system.

# 11. The occupation must require commitment to continuous professional development (CPD)

This criterion covers how a profession ensures its practitioners engage in life-long learning. The Council is committed to the principles underpinning CPD, and will be requiring all registrants to undertake CPD from 2006. Many of the currently regulated professions run CPD schemes at present. The Council will therefore be seeking evidence from applicant occupations that they are also committed to the principles of CPD. Suitable evidence would include written details of planned or existing CPD schemes.

### Additional considerations

When the Council reports on its decision on whether to recommend an applicant occupation for regulation to the Secretary of State, it will also report on some additional considerations that the Secretary of State may wish to take into account in deciding how to proceed. It is important to understand that these considerations will not be taken into account by the Council in deciding whether to recommend an applicant occupation for regulation, as they do not directly relate to the Council's main objective of public protection. However, no such restriction exists on the Secretary of State, who is at liberty to take these considerations into account.

# Impact on Council's ability to carry out its functions effectively

The Council must try to ensure that changes to its constituent professions do not prevent it from being able to continue to carry out its core functions effectively. It will discuss this in its report to the Secretary of State accompanying its recommendation for an application. The most direct impact a profession is likely to have on the Council's operations is through the contribution of individuals to support its decision-making and operational processes.

The Council needs individuals from each of the regulated professions to work with it for it to be able to run its operational and decisionmaking processes. Without the support and time of individual practitioners from the professions, the Council cannot function effectively. The Council looks to each of the professions it regulates to supply competent individuals to act as Council and Committee Members and in supporting the Council's work in education and training and regulation of registrants.

Each new Part of the Register that is opened requires the appointment of three Council Members: a Registrant Member, an Alternate Member and a Lay Member. Initial appointments to each of these posts will be made by Government. Subsequently, the Registrant and Alternate Member posts will be subject to elections, as is the case with the current Parts of the Register. The Lay Member will continue to be appointed by Government. The increase in the Council's size that results from the opening of a new Part of the Register will be taken into account by the Secretary of State in deciding how to proceed, should the decision be to regulate an applicant occupation.

An additional consideration is that the Council's work must be undertaken in all of the four home countries of the UK: England, Scotland, Wales and Northern Ireland.

Every applicant occupation should set out how they expect to ensure that they are able to contribute, on an ongoing basis, the requisite number of competent staff to enable the Council to continue to discharge its functions effectively (but see the note at the beginning of this section).

It should be noted that the substantial personnel requirements of the Council's running mean that applicant occupations with fewer than about 1,000 members may find it particularly difficult to make this case. However, the Council does not believe that, simply because an applicant occupation has a small number of members, it should not be regulated, and indeed the Council currently regulates a number of professions with small numbers of members. These are:

- Arts Therapists (currently fewer than 2,000)
- Clinical Scientists (currently about 3,300)
- Orthoptists (currently about 1,300)
- Prosthetists and Orthotists (currently fewer than 800)

A number of occupational groups seeking regulation in the past have determined that their numbers were too low to support regulation as a distinct profession. Some have chosen, therefore, to seek regulation as a distinct new modality within a profession already being regulated. Clinical scientists and arts therapists are both examples of professions currently regulated by the Council that cover several modalities. Seeking regulation in this way is a different and separate process from seeking regulation as a new profession, and the Council strongly suggests that potential applicant occupations consider each option carefully before applying. These considerations should include discussions with the professions which an occupation might seek to join as a modality.

# Protected titles and transitional arrangements ("grandparenting")

Each of the professions regulated by the Council has at least one protected title. Only individuals on the Council's Register are entitled to make use of this title; anyone else doing so is committing a criminal offence. The Council expects applicant occupations to suggest a title for protection in this manner as part of their application, and will discuss its views of the designated title in its report to the Secretary of State accompanying its recommendation.

The key principles to consider are as follows:

- The names of the Parts and Subsections of the Register are the titles that are protected, with some variations. The Council wishes to see these titles become the commonly accepted descriptors for the professions it regulates, both now and in the future.
- The Council thinks that the more titles it tries to protect, the less clear the public will be about who is on the Register and who is not, and this is supported by the market research that the Council has undertaken as part of its public consultation in 2002.
- The Council does, however, protect some titles that are in very common use but are not Parts or Subsections of the Register. These are Art Psychotherapist (used by many Art Therapists), Dietician (a common alternate spelling of Dietitian), Physical Therapist (a common variant of Physiotherapist), and Speech Therapist (a common variant of Speech and Language Therapist).
- Finally, the Council has decided not to make Arts Therapist (the name of a part of the Register) a Designated Title, as it is not in common use as a title.

### **INTRODUCTION** cont.

When the Council begins regulation of a profession that it had not previously regulated, it will also begin protection of at least one title that was not previously protected. This could result in people who have previously been using that title in their professional practice being prevented from doing so in the future, because they are not on the Council's Register. Normally, the only way in which someone can gain entitlement to the use of a protected title is through passing a course that the Council has approved. However, it may well be inappropriate to expect someone who has been practising under a title for many years safely and effectively to take such a course in order to continue their practice. Consequently, the Council has provision to institute transitional arrangements (also called grandparenting) for those professionals who are not currently on the applicant occupation's register(s) to join the Council's Register without passing an approved course. Only professionals who can demonstrate that they are fit to practise will be able to gain entry to the Register in this way. The determination of who can enter via transitional arrangements is a complex area, and further information is available from the HPC in separate documents that deal specifically with this issue.

Transitional arrangements can be controversial, as they raise issues of public protection and inequitable treatment of groups of professionals. It is therefore important that applicant occupations consider the likely grandparenting requirements they will have, including reading carefully the other information that the HPC has provided, estimating the numbers of individuals likely to be affected, making a careful assessment of likely areas for controversy, and developing a strategy that takes such areas into account.

#### Views of others

The Council will include a discussion of submissions from other organisations or individuals regarding the regulation of the applicant occupation in its report to the Secretary of State. The Council will consider all such submissions, and will consider submissions from the following organisations and individuals as having particular weight:

- Patients, users and clients
- Other regulated professions
- Local, national and central government departments and bodies
- Elected and other political representatives
- Practitioners of the applicant occupation

The Council will take into account both supportive and opposing representations. Particular attention will be paid to comments on the implications of regulation for public protection.

### THE APPLICATION PROCESS

#### Flowchart for a successful application

This flowchart demonstrates a successful application for regulation by the HPC:

Applicant organisation submits application form and full documentation to the Chief Executive & Registrar of HPC. A copy will be sent to the DH. HPC will appoint liaisons.

HPC sends applicant organisation acknowledgement of receipt of documentation (within 5 days of receipt).

The full application details will be processed by HPC and submitted to the next available meeting of Council. Council meetings take place as per the schedule overleaf. The DH informs lawyers to plan a timetable, including provisional booking of legal and Parliamentary resources. The DH may also choose to initiate discussions with both the HPC and the applicant occupation about early application.

Subject to Council approval, the written HPC recommendation and an accompanying report to regulate the profession is submitted to the Secretary of State and made publicly available.

The Secretary of State, with other Health Ministers, will decide the application. If the application is successful, a Government-sponsored order under Section 60 of *The Health Act 1999* will be prepared. The DH will work with the applicant occupation on the provisions of this order. The work will take about four months: the order is required by law to be published for three months. The period may include a public consultation.

The order will be revised in the light of any comments received, and laid in Parliament. This will take about two months.

The Order will then be debated by both Houses of Parliament and must be approved by both. It cannot be amended at this stage. This will take about one month.

The Order will then be signed (this is known as 'making the Order'). The Order can, but need not, come into force on the same day that it is made.

The necessary changes to the Register will then be made as soon as possible. There may be a need for transitional arrangements (i.e., a grandparenting period), and by this time, the occupation will need to have the necessary infrastructure in place for regulation to begin. This includes standards of education and training, standards of proficiency, and tests of competence.

\*Meeting dates of Council 2003/04

#### Meeting dates of Council 2003/04

Please note that the following dates are adhered to where possible. On occasions it may be necessary to change the date and venue for a meeting, the decision to do this rests with the Council. The HPC website (www.hpc-uk.org) provides up to date information on meetings of Council:

- Fri 7 March 2003
- Wed 2 April 2003
- Wed 4 June 2003
- Wed 17 September 2003
- Wed 8 October 2003 and Thurs 9 October 2003
- Thurs 11 December 2003
- Tues 2 March 2004

Please note that submission of Papers for Council must be submitted at least 10 working days before the meeting.

## This section sets out answers to the most frequently asked questions about applications for regulation by the Council.

#### How should an applicant occupation liaise with the HPC?

The Council may choose to assign a Council Member and a senior member of its staff to liaise with each applicant occupation. To arrange this, please contact the Council in writing. Applicant occupations are also invited to attend a meeting of the Council, at which they may, if they wish, give a presentation. The presentation should last no longer than 15 minutes.

#### Will there be an appeals process if an application fails?

The Council will not hold an appeals process. However, it is for the Secretary of State to decide whether a particular profession should be regulated by the Council. It should also be noted that an occupation is able to re-apply if an application fails, but the Council's decision will stand unless new or changed information is presented.

#### Will the applicant occupation have to pay an application fee?

No. There is no fee to pay at any stage. However, there are fees payable by individual members of all professions regulated by the Council in relation to registration.

#### Does the HPC fund the costs of an application?

No. While there is no fee to pay at any stage, the Council cannot fund the costs of applications. A potential applicant occupation should take the likely costs of applying into consideration before deciding to seek regulation.

#### Does every part of the application have to be completed?

Yes. However, the Council will not necessarily always decide to recommend against regulation of a profession if its application does not satisfy all the criteria.

# Does the applicant occupation have to hold a ballot of its members?

While there is no legal obligation to do this, an application that is supported by members of the applicant occupation is more likely to succeed. A ballot, preferably following a communications campaign that sets out all the consequences of regulation for members, is excellent evidence of this.

# Will the Council help my applicant occupation communicate about regulation to members?

The Council welcomes the opportunity to assist in this, and can supply speakers, write articles, provide leaflets and other documents, participate in interviews and review copy, subject to resource availability.

# Will members of the applicant occupation have to have police checks?

The Council requires all its registrants to declare any cautions or convictions on registration, and runs checks on professionals returning to practice who have left the profession for a minimum period of time (currently five years). It should be noted that courses that have a component of clinical practice check students' police records as a matter of routine.

# Will the applicant occupation continue accrediting courses and institutions?

The Council expects to work with professional bodies and providers in approving courses. It also expects to work with other bodies, such as the Quality Assurance Agency and Workforce Development Councils. So far as possible, consistent with its obligations, the Council will seek to minimise duplication of effort.

# If my occupation is regulated, does the HPC replace my professional body?

No. The Council is a regulator whose legal obligation is public protection, while professional bodies have quite different roles and responsibilities, not the least of which is representation of the interests of their members.

#### Do all the representative organisations working with an applicant occupation have to agree to regulation for an application to succeed?

No, although it is very much preferable if most do. However, if there is significant dissent among representative organisations, if the organisations have not been consulted and if there is no steering group or other joint working arrangements for the application process, the Council is likely to recommend against an application. Additionally, it will discuss any dissenting representations in its report to the Secretary of State.

#### My applicant occupation is unlikely to have a new Part of the Register for itself alone: it will either join a currently regulated profession or other unregulated professions. Does this mean it won't be represented or that the occupation will not be self-regulating?

Absolutely not. Registrant Council Members are elected, and the electorate is the whole of the relevant Part of the Register. Additionally, uni-professional matters handled by the HPC are always dealt with by the relevant members of individual professions, and not merely by registrants in the relevant part of the Register.

Published: April 2003 Issue: 1

Please return your completed application form and any additional information to:



Chief Executive & Registrar The Health Professions Council Park House, 184 Kennington Park Road Kennington, London SE11 4BU [t] 020 7582 0866 [f] 020 7820 9684 [e] info@hpc-uk.org [w] www.hpc-uk.org



#### PLEASE REFER TO THE ACCOMPANYING NOTES TO ASSIST YOU IN COMPLETING THIS FORM

### SECTION 1 Personal Details

#### CONTACTS

		_
1.1	Name of main contact	1.1
1.2	Address	1.2
1.3	Postcode	1.3
1.4	Country	1.4
1.5	Main telephone number (including STD code)	1.5
1.6	Fax number (including STD code)	1.6
1.7	Email address	1.7
1.8	Website address	1.8
1.9	Name of applicant occupation	1.9
1.10	Suggested title(s) for protection (if different)	1.10
	If you have suggested more than one title, please explain your decision	

#### CONSIDERATION OF ALTERNATIVE ROUTE TO REGULATION

1.11 Has the applicant occupation considered seeking regulation as a distinct modality within a



profession already being regulated rejected this route?

If so, what were the reason(s) for rejection of alternative route?

### SECTION 1 Personal Details cont.

1.12 Please indicate if this is the first tim	ne that the occupation has applie	d to be regulated by the
HPC or its predecessor, the CPSM.		

1.13 If no, please describe the reasons for rejection(s)

### SECTION 2 Scope of Practice

2.1 Please define the applicant occupation's scope of practice in terms of activities practised.

2.2 Are there professions we currently regulate with whom the scope of practice overlaps? If yes, please provide evidence showing how the applicant occupation's scope of practice is distinct.

SECTION 3 Body of Knowledge 3.1 Please attach evidence of applicant occupation's body of knowledge. The body of knowledge must be distinct from other Professions that are currently regulated by the HPC.

- 3.2 Are there professions currently regulated by the HPC with whom the applicant occupation's body of knowledge overlaps?
- 3.3 If yes, please provide evidence showing how the applicant occupation's body of knowledge is distinct.

2.1

3

3.1

32

3.3

2.2

No No

Yes





### **SECTION 4** Evidence Base

4.1 Please provide evidence of research into the efficacy of the applicant occupation's practice.You are encouraged to attach copies of articles published in journals accepted as learned by the health sciences community.

4.2 Please provide evidence demonstrating the scientific and measurable basis for measuring practice outcomes. You are encouraged to provide evidence demonstrating the scientific basis for the applicant occupation's body of knowledge and other aspects of its practice as well, if possible.

4.3 Please attach any additional evidence that demonstrates that the applicant occupation subscribes to the ethos of evidence-based practice. You are encouraged to provide examples of how treatment strategies have changed in the light of evidence.

SECTION 5 Established Professional Body/Bodies	5
5.1 Please provide documentary evidence of established professional bodies for the applicant	5.1
occupation. For each body, you are encouraged to include:	
The constitution or rules	
Copies of minutes of meetings	
The Standing Orders of the governing body and its constituent committees	
■ The election rules and results.	
5.2 Please provide evidence demonstrating the number of practitioners of the applicant occupatio	<b>on.</b> 5.2
5.3 If there is more than one established professional body or representative organisation for the	5.3
applicant occupation, please attach evidence that all bodies are involved in and support this	
application. You are encouraged to provide evidence of a steering group or similar structure,	
and to provide evidence of its work.	
5.4 Are there any professional bodies or other representative organisations for the applicant occupat	tion 5.4

that have not been informed of this application?

## SECTION 6 Voluntary register(s)

	Please complete this section for each voluntary register that covers the applicant occupation		
6.1	How many practitioners of the applicant occupation are on the voluntary register?	6.1	
6.2	Are these figures independently audited, and if so, by whom?	6.2	
6.3	Please give the date of opening of the register	DDMMYYYY 6.3	
6.4	Finally, please provide evidence indicating how many practitioners of the applicant occupation are	6.4	
	not on any of the voluntary registers for which you have provided details above		

Please provide evidence as to how entry to the applicant occupation is controlled, by providing:

7.1 Details of the routes of entry

7.2 Evidence that demonstrates that only individuals choosing one of the entry routes are recognised as being practitioners of the profession. You are encouraged to provide supporting statements to this effect from educational institutions and employers.

7.3 Information about the applicant occupation's QAA Subject Benchmark or equivalent. If none yet exists, please provide evidence demonstrating an intent to work towards a benchmark.

7.1

7.2

### SECTION 8 Entry qualifications

8.1 Please provide details of qualifications recognised as being a necessity for entry to the applicant occupation, including details of the provider bodies and system of monitoring.

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9.1 Please attach a copy of the profession's Code of Ethics.

- **SECTION 10** Standards of Competence, Conduct and Health
- 10.1 Please attach evidence describing the applicant occupation's written standards of competence, conduct and health.

### **SECTION 11** Disciplinary Procedures

11.1 Please attach evidence demonstrating the system used for disciplining practitioners. Please also attach descriptions of the procedures used to administer the system, along with at least three anonymised case reports. This information will be handled confidentially and will not be shared outside the HPC.

### **SECTION 12** Continuous Professional Development

12.1 Please provide evidence demonstrating that the profession is committed to the principles of CPD. You are encouraged to provide details of any planned or existing CPD schemes.

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13.1 Please attach any documents you have received from other organisations or individuals in which a view is expressed about your application. The HPC will solicit views from others as a separate exercise before making a decision to recommend an application.

### SECTION 14 Impact on Council's Ability to Carry Out its Functions Effectively

14.1 Regulation by the Council is, to a large extent, dependent on participation by members of the regulated profession in a number of roles. The ability of an applicant occupation to provide this input will never, of itself, be a reason for the Council to recommend that the application should be turned down. However, the Council will discuss this in its report to the Secretary of State accompanying its recommendation for an application. If the applicant occupation wishes, it can provide information or comment on this issue.



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Please return your completed application form and any additional information to:



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