# REGULATION OF CARE (INDEPENDENT CLINIC) REGULATIONS 2013

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The Department of Social Care makes the following Regulations under section 26(1) of the Regulation of Care Act 2013.

1 Title

These Regulations are the Regulation of Care (Independent Clinic) Regulations 2013.

2 Commencement

These Regulations come into operation on 17 October 2013.

3 Prescribed services

(1) The following types of services are prescribed under section 26(1) of the Regulation of Care Act 2013—

(a) any technique or surgery (including cosmetic surgery) involving the use of either the following types of laser product—

(i) Class 3B;

(ii) Class 4; and

(b) any technique or surgery (including cosmetic surgery) involving the use of intense pulse light sources or equivalent.

(2) But paragraph (1) does not apply to anything—

(a) falling within the definition of “the practice of dentistry” within the meaning of section 1 of the Dental Act 1985; or

(b) done at a dental surgery and which would fall within that definition but for its being done by a person who meets the conditions in subsection (1A) of that section by a person who is appropriately qualified and regulated by a body listed in section.
25(3) of the National Health Service Reform and Health Care Professions Act 2002 (of Parliament)¹.

(3) In this regulation “laser product” has the meaning given by the British Standard on Laser Safety, BS EN 60825-1:1994, and references to a class of laser product is to be construed accordingly.

MADE

CHRIS ROBERTSHAW

Minister for Social Care

¹ C. 17. The principal bodies referred to are the General Medical Council, the General Dental Council, the General Optical Council, the General Osteopathic Council, the General Chiropractic Council, the Pharmaceutical Society of Northern Ireland, the Nursing and Midwifery Council and the Health and Care Professions Council.
EXPLANATORY NOTE
(This note is not part of the Regulations)

These Regulations prescribe the types of services which if provided require an establishment to be registered as an independent clinic under the Regulation of Care Act 2013.

These types of services are any technique or surgery (including cosmetic surgery) which involves the use of, class 3B or class 4 laser products, or intense pulse light sources or equivalent but, excludes dentists engaged in the practice of dentistry as defined in the Dental Act 1985. Or, anything done at a dental surgery which would fall within that definition but is exempted by reasons of its being done by an appropriately qualified member of another branch of the medical professions which, is regulated by a body mentioned in section 25(3) of the National Health Service Reform and Health Care Professions Act 2002 (of Parliament).