

The General Pharmaceutical Council (Registration and Renewal Fees) Rules 2015

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The General Pharmaceutical Council has made these Rules in exercise of the powers conferred by articles 36(1) and 66(1) of the Pharmacy Order 2010(a).

In accordance with article 66(3) of that Order, the General Pharmaceutical Council has consulted such persons and organisations as it considered appropriate including the persons and organisations listed in sub-paragraphs (a) to (d) of article 36(6) and in sub-paragraphs (a) to (h) of article 66(3) of that Order(b).

PART 1

General

Citation and commencement

1.—(1) These Rules may be cited as the General Pharmaceutical Council (Registration and Renewal Fees) Rules 2015.

(2) These Rules come into force on 15th October 2015.

Interpretation

2.—(1) In these Rules—

“the Act” means the Medicines Act 1968;

“credit card” means a card—

(a) which is a credit-token falling within section 14(1)(b) of the Consumer Credit Act 1974(c); or

(b) which would be a credit-token falling within that enactment were that card to be given to an individual;

“former registrant” has the meaning given in paragraph (2);

“the Order” means the Pharmacy Order 2010;

(a) S.I. 2010/231.

(b) Article 66(3)(a) was amended by S.I. 2013/235.

(c) 1974 c.39.

“Registration Rules” means the rules contained in the Schedule to the General Pharmaceutical Council (Registration Rules) Order of Council 2010(a);

“relevant person” has the meaning given in paragraph (3);

“specified certificate” means a certificate of good standing or current professional status which is issued by the Council in respect of a person and which contains the information referred to in rule 10(6)(a) to (f) of the Registration Rules.

- (2) For the purposes of these Rules, a person is a “former registrant” if—
- (a) the person is no longer entered in Part 1 or 2 of the Register; and
 - (b) the person’s name was removed from that Part of the Register otherwise than by virtue of a direction given by the Council’s Fitness to Practise Committee under article 54(2)(c) or (3)(a)(i) or (b)(iv) of the Order (consideration by the Fitness to Practise Committee); and
 - (c) the person is not, or is no longer, capable of being restored to the Register on an application for restoration pursuant to article 37(1) of the Order(b) (restoration to the Register of persons or premises removed from the Register).
- (3) For the purposes of these Rules, a person is a “relevant person” if—
- (a) the person’s name was—
 - (i) by virtue of a direction under section 8 of the Pharmacy Act 1954(c) (direction of unfitness by Statutory Committee) removed from the register maintained under section 2(1) of that Act; or
 - (ii) by virtue of a direction under article 52 of the Pharmacists and Pharmacy Technicians Order 2007(d) (determination as to fitness to practise by Disciplinary Committee) removed from the register of pharmacists maintained under article 10(1) of that Order or from the register of pharmacy technicians maintained under article 21(1) of that Order; and
 - (b) immediately before 27th September 2010, the person was not registered in either of the registers referred to in sub-paragraph (a)(ii); and
 - (c) the person has not been entered in Part 1 or 2 of the Register.

Revocation

3. The General Pharmaceutical Council (Registration and Renewal Fees) Rules 2012 are revoked.

PART 2

Registered Pharmacists

Fees in respect of Register entries or annotations

Application for entry in Part 1 of the Register

4.—(1) The fees specified in this rule are payable in respect of an application for the entry of a person in Part 1 of the Register.

- (2) Except as mentioned in paragraph (3) or (4), the fee is £106.
- (3) Where the application is made in respect of a relevant person the fee is £429.
- (4) Where the application is made in respect of a former registrant—

(a) These Rules are contained in the Schedule to S.I. 2010/1617.

(b) Article 37(1)(f) was amended by S.I. 2014/1887.

(c) 1954 c.61. The Act was repealed by paragraph 1 of Schedule 1 to the Pharmacists and Pharmacy Technicians Order 2007 (S.I. 2007/289).

(d) S.I. 2007/289. The Order was revoked by paragraph 58 of Schedule 4 to the Pharmacy Order 2010 (S.I. 2010/231).

- (a) the fee is £106 if the removal of the former registrant's entry from the Register was voluntary;
 - (b) the fee is £573 if the removal of that entry was done under or by virtue of any provision listed in paragraph (5);
 - (c) the fee is £399 in any case not within sub-paragraph (a) or (b).
- (5) For the purposes of paragraph (4)(b) and rule 15(4)(b), the listed provisions are—
- (a) article 37(1)(c) of the Order (fraudulent or incorrect entries);
 - (b) article 37(1)(d) of the Order (fitness to practise matters before entry or renewal of an entry);
 - (c) article 37(1)(f) of the Order (failure to comply with requirements as to indemnity arrangements); or
 - (d) article 37(1)(g) of the Order (failure to comply with continuing professional development framework or the making of a false declaration as to compliance).
- (6) Paragraph (4)(b) does not apply to the removal of an incorrect entry for non-payment of the whole or any part of any fee required by article 20(1)(b) or (2)(b) of the Order (entitlement to entry in Part 1 or 2 of the Register).
- (7) The whole of the fee specified in any of paragraphs (2) to (4) is payable irrespective of whether the application for registration is granted.

Entry in Part 1 of the Register following grant of an application

5. Where an application is granted in respect of which a fee specified in rule 4 is payable, the fee for making an entry in Part 1 of the Register in respect of the person to whom the application relates is £250.

Determining certain qualifications and experience

6.—(1) The fee in respect of the initial scrutiny of an application for entry in Part 1 of the Register to determine whether an exempt person is appropriately qualified pursuant to article 21(1)(b) of the Order (pre-entry requirements in respect of qualifications and additional education, training or experience: pharmacists) is £109.

(2) The fee in respect of assessing whether an exempt person is appropriately qualified pursuant to article 21(1)(c) or article 21(1)(d)(ii)(aa) of the Order is £391.

(3) Where a determination described in paragraph (1) is made to the effect that a person is not appropriately qualified and it is followed by the making of an assessment described in paragraph (2), the fee specified in each of those paragraphs is payable.

(4) The fees specified in this rule are payable in addition to the fees specified in rules 4 and 5.

Application for an annotation to an entry in Part 1 of the Register

7.—(1) The fees specified in this rule are payable in respect of an application to have an annotation to an entry in Part 1 of the Register in respect of a specialisation.

(2) Except as mentioned in paragraph (3), the fee is £57.

(3) The fee is £191 where—

- (a) the application is made by a registrant or former registrant who has previously had an annotation in respect of the same specialisation, and
- (b) that annotation was removed under rules made by virtue of article 27(1)(c) of the Order (which includes provision for rules to be made as to the circumstances in which annotations to an entry may be removed).

(4) The whole of the fee specified in paragraph (2) or (3), as the case may be, is payable irrespective of whether the application to have the annotation is granted.

Voluntary removal of an entry or an annotation from Part 1 of the Register

8. No fee is payable in respect of an application for the voluntary removal from Part 1 of the Register of—

- (a) an entry in that Part; or
- (b) an annotation to an entry in that Part in respect of a specialisation.

Fees in respect of renewal of Register entries

Renewal of an entry in Part 1 of the Register

9.—(1) The fee for renewal of an entry in Part 1 of the Register is £250.

(2) A person (“P”) may enter into an arrangement with the Registrar to delay payment of part of the renewal fee under paragraph (1).

(3) Where such an arrangement is entered into—

- (a) the renewal fee is to be paid by P in instalments by way of direct debit; but
- (b) the outstanding balance of an amount equal to the aggregate of the renewal fee and any additional fee due under rule 14 becomes payable immediately if the Registrar gives P a notice under paragraph (4).

(4) The Registrar may give P a notice under this paragraph in any case where P—

- (a) fails to make a payment which has fallen due under the arrangement referred to in paragraph (2); or
- (b) fails to comply in any other respect with the terms and conditions referred to in rule 4(2) of the Registration Rules (payment of fees by instalments); or
- (c) makes an application for the voluntary removal of P’s entry from Part 1 of the Register.

(5) Nothing in paragraphs (2) to (4) affects P’s liability to pay the whole of the renewal fee and any additional fee due under rule 14.

Fees in respect of restoration of Register entries or annotations

Application to restore an entry to Part 1 of the Register

10.—(1) The fees specified in this rule are payable in respect of an application for restoration of an entry to Part 1 of the Register.

(2) Where the application is made following the voluntary removal of an entry—

- (a) the fee is £399 if the application is made before the end of the period of 1 month starting with the date of the voluntary removal; and
- (b) the fee is £144 in any other case.

(3) The fee is £399 where the application is made following the removal of an entry under or by virtue of a provision specified in—

- (a) article 37(1)(a) of the Order (the Registrar’s refusal to renew an entry); or
- (b) article 37(1)(b) of the Order (failure to discharge duties with regard to the registrant’s entry).

(4) Where the application is made following the removal of an entry under or by virtue of the provision specified in article 37(1)(c) of the Order (fraudulent or incorrect entries)—

- (a) the fee is £399 if an incorrect entry was removed because of non-payment of the whole or any part of a fee required by article 20(1)(b) or (2)(b) of the Order (entitlement to entry in Part 1 or 2 of the Register); and
- (b) the fee is £573 in any other case.

(5) The fee is £573 where the application is made—

- (a) following the removal of an entry under or by virtue of a provision specified in—
 - (i) article 37(1)(d) of the Order (fitness to practise matters before entry or renewal of an entry); or
 - (ii) article 37(1)(f) of the Order (failure to comply with requirements as to indemnity arrangements); or
 - (iii) article 37(1)(g) of the Order (failure to comply with continuing professional development framework or the making of a false declaration as to compliance); or
 - (b) following the grant by the Council’s Fitness to Practise Committee of an application under article 57 of the Order (restoration of names to the Register: fitness to practise).
- (6) The whole of the fee specified in any of paragraphs (2) to (5) is payable irrespective of whether the application for restoration of an entry is granted.

Restoring an entry to Part 1 of the Register following grant of an application

11.—(1) Where an application is granted in respect of which a fee specified in rule 10 is payable, the fee for restoring an entry to Part 1 of the Register in respect of the person to whom the application relates is £106.

(2) The whole of the restoration fee is payable irrespective of the date on which the entry is restored to Part 1 of the Register.

Restoring an annotation to an entry in Part 1 of the Register

12.—(1) The fees specified in this rule are payable in respect of an application for restoration of an annotation made to an entry in Part 1 of the Register.

(2) The fee is £57 if the application is made following the voluntary removal of the annotation.

(3) The fee is £191 if the application is made following the removal of the annotation under rules made by virtue of article 27(1)(c) of the Order (which includes provision for rules to be made as to the circumstances in which annotations to an entry may be removed).

(4) The whole of the fee specified in paragraph (2) or (3), as the case may be, is payable irrespective of whether the application for restoration of an annotation is granted.

Other fees

Notices and specified certificates

13.—(1) The fee for the replacement of a notice of entry in Part 1 of the Register is £15.

(2) The fee for issuing a specified certificate in respect of a person entered in Part 1 of the Register is £81.

Administration

14.—(1) The fee for re-processing a payment which has not been honoured by the bank or card-issuer of a person paying a fee specified in any of the preceding provisions of this Part is £20.

(2) The fee for processing an application for entry in Part 1 of the Register where the application has been returned to the applicant for additional information more than once is £48 and that fee is payable in addition to the fee payable under rule 4.

(3) Where a credit card is used to pay a fee (“the primary fee”) specified in any of the preceding provisions of this Part—

- (a) an additional fee for processing the payment shall be added to the primary fee; and
- (b) the amount to be added is to be determined as 2 per cent. of the amount of the primary fee.

PART 3

Registered Pharmacy Technicians

Fees in respect of Register entries

Application for entry in Part 2 of the Register

15.—(1) The fees specified in this rule are payable in respect of an application for the entry of a person in Part 2 of the Register.

(2) Except as mentioned in paragraph (3) or (4), the fee is £106.

(3) Where the application is made in respect of a relevant person, the fee is £294.

(4) Where the application is made in respect of a former registrant—

(a) the fee is £12 if the removal of the former registrant's entry from the Register was voluntary;

(b) the fee is £301 if the removal of that entry was done under or by virtue of any provision listed in rule 4(5);

(c) the fee is £202 in any case not within sub-paragraph (a) or (b).

(5) Paragraph (4)(b) does not apply to the removal of an incorrect entry for non-payment of the whole or any part of any fee required by article 20(1)(b) or (2)(b) of the Order (entitlement to entry in Part 1 or 2 of the Register).

(6) The whole of the fee specified in any of paragraphs (2) to (4) is payable irrespective of whether the application for registration is granted.

Entry in Part 2 of the Register following grant of an application

16. Where an application is granted in respect of which a fee specified in rule 15 is payable, the fee for making an entry in Part 2 of the Register in respect of the person to whom the application relates is £118.

Determining certain qualifications and experience

17.—(1) The fee in respect of the initial scrutiny of an application for entry in Part 2 of the Register to determine whether an exempt person has a right to practise as a pharmacy technician pursuant to article 22(1)(b) or (1)(c)(ii)(aa) of the Order (pre-entry requirements in respect of qualifications and additional education, training or experience; pharmacy technicians) is £201.

(2) The fee in respect of the initial scrutiny of an application for entry in Part 2 of the Register made by a person ("T") to determine whether T—

(a) has completed elsewhere than in the United Kingdom education and training as a pharmacist or pharmacy technician which leads to a qualification entitling T to practise as a pharmacy professional in a country other than the United Kingdom; and

(b) meets Conditions 1 and 2,

is £45.

(3) Condition 1 is that, for the purposes of article 20(1)(a) of the Order, T is appropriately qualified pursuant to article 22(1)(c)(i) or (1)(c)(ii)(bb) of the Order.

(4) Condition 2 is that T has undertaken in the United Kingdom a minimum amount of relevant work experience of not less than 14 hours a week either whilst T was training to be qualified as described in Condition 1 or post-qualification.

(5) No fee is payable in respect of the initial scrutiny of an application for entry in Part 2 of the Register where, for the purposes of article 20(1)(a) of the Order, the person is appropriately qualified pursuant to article 22(1)(a) of the Order (approved qualification awarded in Great Britain).

(6) The fees specified in this rule are payable in addition to the fees specified in rules 15 and 16.

Voluntary removal of an entry from Part 2 of the Register

18. No fee is payable in respect of an application for the voluntary removal of an entry from Part 2 of the Register.

Fees in respect of renewal of Register entries

Renewal of an entry in Part 2 of the Register

19.—(1) The fee for renewal of an entry in Part 2 of the Register is £118.

(2) A person (“T”) may enter into an arrangement with the Registrar to delay payment of part of the renewal fee under paragraph (1).

(3) Where such an arrangement is entered into—

- (a) the renewal fee is to be paid by T in instalments by way of direct debit; but
- (b) the outstanding balance of an amount equal to the aggregate of the renewal fee and any additional fee due under rule 23 becomes payable immediately if the Registrar gives T a notice under paragraph (4).

(4) The Registrar may give T a notice under this paragraph in any case where T—

- (a) fails to make any payment which has fallen due under the arrangement referred to in paragraph (2); or
- (b) fails to comply in any other respect with the terms and conditions referred to in rule 4(2) of the Registration Rules (payment of fees by instalments); or
- (c) makes an application for the voluntary removal of T’s entry from Part 2 of the Register.

(5) Nothing in paragraphs (2) to (4) affects T’s liability to pay the whole of the renewal fee and any additional fee due under rule 23.

Fees in respect of restoration of Register entries

Application to restore an entry to Part 2 of the Register

20.—(1) The fees specified in this rule are payable in respect of an application for restoration of an entry to Part 2 of the Register.

(2) Where the application is made following the voluntary removal of an entry—

- (a) the fee is £202 if the application is made before the end of the period of 1 month starting with the date of the voluntary removal; and
- (b) the fee is £12 in any other case.

(3) The fee is £202 where the application is made following the removal of an entry under or by virtue of a provision specified in—

- (a) article 37(1)(a) of the Order (the Registrar’s refusal to renew an entry); or
- (b) article 37(1)(b) of the Order (failure to discharge duties with regard to the registrant’s entry).

(4) Where the application is made following the removal of an entry under or by virtue of the provision specified in article 37(1)(c) of the Order (fraudulent or incorrect entries)—

- (a) the fee is £202 if an incorrect entry was removed because of non-payment of the whole or any part of a fee required by article 20(1)(b) or (2)(b) of the Order (entitlement to entry in Part 1 or 2 of the Register); and
- (b) the fee is £301 in any other case.

(5) The fee is £301 where the application is made—

- (a) following the removal of an entry under or by virtue of a provision specified in—

- (i) article 37(1)(d) of the Order (fitness to practise matters before entry or renewal of an entry); or
 - (ii) article 37(1)(f) of the Order (failure to comply with requirements as to indemnity arrangements); or
 - (iii) article 37(1)(g) of the Order (failure to comply with continuing professional development framework or the making of a false declaration as to compliance); or
 - (b) following the grant by the Council's Fitness to Practise Committee of an application under article 57 of the Order (restoration of names to the Register: fitness to practise).
- (6) The whole of the fee specified in any of paragraphs (2) to (5) is payable irrespective of whether the application for restoration of an entry is granted.

Restoring an entry to Part 2 of the Register following grant of an application

21.—(1) Where an application is granted in respect of which a fee specified in rule 20 is payable, the fee for restoring an entry to Part 2 of the Register in respect of the person to whom the application relates is £106.

(2) The whole of the restoration fee is payable irrespective of the date on which the entry is restored to Part 2 of the Register.

Other fees

Notices and specified certificates

22.—(1) The fee for the replacement of a notice of entry in Part 2 of the Register is £15.

(2) The fee for issuing a specified certificate in respect of a person entered in Part 2 of the Register is £81.

Administration

23.—(1) The fee for re-processing a payment which has not been honoured by the bank or card-issuer of a person paying a fee specified in any of the preceding provisions of this Part is £20.

(2) The fee for processing an application for entry in Part 2 of the Register where the application has been returned to the applicant for additional information more than once is £48 and that fee is payable in addition to the fee payable under rule 15.

(3) Where a credit card is used to pay a fee (“the primary fee”) specified in any of the preceding provisions of this Part—

- (a) an additional fee for processing the payment shall be added to the primary fee; and
- (b) the amount to be added is to be determined as 2 per cent. of the amount of the primary fee.

PART 4

Premises

Fees in respect of Register entries or annotations

Application for entry in Part 3 of the Register

24.—(1) Except as mentioned in rule 25, the fee in respect of an application for the entry of premises in Part 3 of the Register is £590.

(2) The whole of the fee specified in paragraph (1) is payable irrespective of whether the application for registration is granted.

Application for entry in Part 3 of the Register following removal of previous entry

25.—(1) The fees specified in this rule are payable in respect of an application for the entry of premises in Part 3 of the Register where—

- (a) the previous entry in respect of the premises was removed from the Register; and
- (b) the person making the application is the person who was carrying on the retail pharmacy business at the premises immediately before the entry was removed.

(2) The fee is £714 where the previous entry was removed by virtue of section 74A(7) of the Act (a) (registration of premises: Great Britain) and is no longer capable of being restored to the Register on an application for restoration under section 74C of the Act (supplementary provision in respect of registration of premises: Great Britain).

(3) The fee is £135 where the previous entry was removed by virtue of an application under section 74G of the Act (voluntary removal from the Register: Great Britain) and is no longer capable of being restored to the Register on an application for restoration pursuant to article 37(2) of the Order.

(4) The fee is £714 where the previous entry was removed by virtue of a direction under section 80 of the Act (power to disqualify and direct removal from Register) and that direction is revoked under section 83 of the Act (revocation of disqualification).

(5) The fee is £714 where the previous entry was removed under article 14(4)(a) of the Order (non-compliance with improvement notices) and is no longer capable of being restored to the Register on an application for restoration pursuant to article 37(2) of the Order.

(6) Where the previous entry was removed pursuant to article 29(3)(b) of the Order (fraudulent or incorrect entries)—

- (a) the fee is £590 if an incorrect entry was removed because of non-payment of the whole or any part of a fee required by section 74B(3) of the Act (conditions for registration: Great Britain); and
- (b) the fee is £714 in any other case.

(7) The whole of the fee specified in any of paragraphs (2) to (6) is payable irrespective of whether the application for registration is granted.

Entry in Part 3 of the Register following the grant of an application

26. Where an application is granted in respect of which a fee specified in rule 24 or 25 is payable, the fee for making an entry in Part 3 of the Register in respect of the premises to which the application relates is £241.

Application for an annotation to an entry in Part 3 of the Register

27. The fee in respect of an application to have an annotation to an entry in Part 3 of the Register in respect of a specialisation is £57.

Voluntary removal of an entry or an annotation from Part 3 of the Register

28. No fee is payable in respect of an application for the voluntary removal from Part 3 of the Register of—

- (a) an entry in that Part; or
- (b) an annotation to an entry in that Part in respect of a specialisation.

(a) 1968 c.67. Sections 74A to 74L were inserted by paragraph 1(1) and (8) of Schedule 4 to the Pharmacy Order 2010 (S.I. 2010/231).

Fees in respect of renewal of Register entries

Renewal of an entry in Part 3 of the Register

29.—(1) The fee for renewal of an entry in Part 3 of the Register is £241 if the renewal is for a period of one year beginning with the date on which the entry would otherwise have ceased to be valid.

(2) If the Registrar renews an entry in Part 3 of the Register for a period exceeding one year^(a), the fee for renewal of the entry is to be increased proportionately.

Fees in respect of restoration of Register entries or annotations

Application to restore an entry to Part 3 of the Register

30.—(1) The fees specified in this rule are payable in respect of an application for restoration of an entry of premises to Part 3 of the Register.

(2) The fee is £135 where the application is made following the voluntary removal of an entry.

(3) The fee is £714 where the application is made following the removal of an entry under or by virtue of a provision specified in—

- (a) article 37(2)(a) of the Order (failure to comply with improvement notice);
- (b) section 74C(1) of the Act (non-renewal of an entry); or
- (c) section 74I(1) of the Act (non-notification of change of ownership of retail pharmacy premises).

(4) The whole of the fee specified in paragraph (2) or (3), as the case may be, is payable irrespective of whether the application for restoration of an entry is granted.

Restoring an entry to Part 3 of the Register following grant of an application

31.—(1) Where an application is granted in respect of which a fee specified in rule 30 is payable, the fee for restoring an entry to Part 3 of the Register in respect of the premises to which the application relates is £106.

(2) The whole of the restoration fee is payable irrespective of the date on which the entry is restored to Part 3 of the Register.

Restoring an annotation to an entry in Part 3 of the Register

32.—(1) The fee in respect of an application for restoration of an annotation to an entry in Part 3 of the Register is £57.

(2) The whole of the fee specified in paragraph (1) is payable irrespective of whether the application for restoration of an annotation is granted.

Other fees

Administration

33.—(1) The fee for re-processing a payment which has not been honoured by the bank or card-issuer of a person paying a fee specified in any of the preceding provisions of this Part is £20.

(a) The Registrar's power to renew an entry for a period exceeding one year is conferred by section 74A(6) of the Medicines Act 1968. See also rule 24(8) of the Rules contained in the Schedule to the General Pharmaceutical Council (Registration Rules) Order of Council 2010 (S.I. 2010/1617).

(2) The fee for processing an application for the entry of premises in Part 3 of the Register where the application has been returned to the applicant for additional information more than once is £48 and that fee is payable in addition to the application fee payable under rule 24.

(3) The fee for making an alteration to an entry in Part 3 of the Register to record a change of ownership of a retail pharmacy business carried on at premises entered in that Part of the Register is £79.

(4) Where a credit card is used to pay a fee (“the primary fee”) specified in any of the preceding provisions of this Part—

- (a) an additional fee for processing the payment shall be added to the primary fee; and
- (b) the amount to be added is to be determined as 2 per cent. of the amount of the primary fee.

Given under the official seal of the General Pharmaceutical Council this 11th day of June 2015.



Chair

Registrar