The General Pharmaceutical Council (Registration and Renewal Fees) Rules 2012

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The General Pharmaceutical Council has made these Rules in exercise of the powers conferred by articles 36 and 66(1)(a) and (c) of the Pharmacy Order 2010, having consulted such 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) as it considered appropriate in relation to rules under Part 4 of that Order.

PART 1

General

Citation and commencement

1.—(1) These Rules may be cited as the General Pharmaceutical Council (Registration and Renewal Fees) Rules 2012.

(2) These Rules come into force on 15 October 2012.

Interpretation

2. In these Rules—

   "the Act" means the Medicines Act 1968;
   "certificate of good standing or current professional status" means a certificate issued by the Council in respect of a person which contains the information referred to in rule 10(6) of the Registration Rules;
   "credit card" means a card which—
   (a) is a credit-token falling within section 14(1)(b) of the Consumer Credit Act 1974; or
   (b) would be a credit-token falling within that enactment were that card to be given to an individual;
   "initial entry" means an entry in respect of a person or premises which is made for the first time in a Part of the Register;
   "the Order" means the Pharmacy Order 2010;
   "Registration Rules" means the rules contained in the Schedule to the General Pharmaceutical Council (Registration Rules) Order of Council 2010;
   "relevant person" means any person—

(1) S.I. 2010/231.
(2) 1974 c.39.
(3) These Rules are contained in the Schedule to S.I. 2010/1617.
(a) whose name was, by virtue of a direction under section 8 of the Pharmacy Act 1954\(^\text{(4)}\) (direction of unfitness by Statutory Committee), removed from the register maintained under section 2(1) of that Act, or

(b) whose name was, by virtue of a direction under article 52 of the Pharmacists and Pharmacy Technicians Order 2007\(^\text{(5)}\) (determination as to fitness to practise by Disciplinary Committee), removed from—

the register of pharmacists maintained under article 10(1) of that Order, or

the register of pharmacy technicians maintained under article 21(1) of that Order, and who immediately before 27th September 2010 was not registered in either of the registers referred to in paragraph (b)(i) or (ii).

Revocation


PART 2

Registered Pharmacists

Register entries or annotations

Fees in respect of 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) The fee is £102 if the application is in respect of a person other than a relevant person.

(3) The fee is £413 if the application is in respect of a relevant person.

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

Fee in respect of initial entry in Part 1 of the Register

5.—(1) The fee in respect of an initial entry in Part 1 of the Register is £240.

(2) The fee specified in paragraph (1) above is in addition to the application fee specified in rule 4 above.

Fees in respect of 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 is £105.

(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 £376.

(3) Where a determination described in paragraph (1) above 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) above, 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 above.

Fee in respect of application for an annotation to an entry in Part 1 of the Register

7. The fee in respect of an application for an annotation to be made to an entry in Part 1 of the Register in respect of a specialisation is £55.

\(^\text{(4)}\) 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).

\(^\text{(5)}\) S.I. 2007/289. The Order was revoked by paragraph 58 of Schedule 4 to the Pharmacy Order 2010 (S.I. 2010/231).
Fee in respect of voluntary removal of an entry or an annotation

8. No fee is payable in respect of—
   (a) an application for the voluntary removal of an entry from Part 1 of the Register; or
   (b) an application for the voluntary removal of an annotation in respect of a specialisation made to an entry in Part 1 of the Register.

Renewal of entries

Fee in respect of 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 £240.
   (2) A person (“P”) may enter into an arrangement with the Registrar to delay payment of part of the renewal fee under paragraph (1) above.
   (3) Where such an arrangement is entered into—
      (a) the fee is to be paid in instalments by way of direct debit; and
      (b) the outstanding balance of the amount equal to the aggregate of the renewal fee and any additional fee due under rule 14 below is payable immediately if—
         (i) any payment is not received;
         (ii) the terms and conditions referred to in rule 4(2) of the Registration Rules (which makes provision as to payment of fees by instalments) are in any other respect not complied with; or
         (iii) P makes an application for the voluntary removal of P’s entry from Part 1 of the Register.
   (4) Nothing in paragraph (2) or (3) above affects P’s liability to pay the whole of the renewal fee and any additional fee due under rule 14 below.

Restoration of entries or annotations

Fees in respect of 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, the fee is—
      (a) £384 if the application is made before the end of the period of 1 month starting with the date of the voluntary removal; and
      (b) £138 in any other case.
   (3) 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 (which relates to the Registrar’s refusal to renew an entry); or
      (b) article 37(1)(b) of the Order (which relates to registrants’ failure to discharge duties with regard to their entries),
      the fee is £384.
   (4) Where the application is made following the removal of an entry under or by virtue of a provision specified in article 37(1)(c) of the Order (which relates to fraudulent or incorrect entries), the fee is—
      (a) £384 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) £551 in any other case.
   (5) 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 (which relates to fitness to practise matters before entry or renewal of an entry);  
(ii) article 37(1)(f) of the Order (which relates to indemnity arrangements); or  
(iii) article 37(1)(g) of the Order (which relates to failure to comply with continuing professional development framework or false declaration as to compliance); or

(b) following the grant of an application by the Council’s Fitness to Practise Committee under article 57 of the Order (restoration of names to the Register: fitness to practise),

the fee is £551.

(6) The whole of the fee specified in paragraph (2), (3), (4) or (5) above, as the case may be, is payable irrespective of whether the application for restoration of an entry is granted.

Fee in respect of restoration of an entry in Part 1 of the Register

11.—(1) The fee in respect of the restoration of an entry in respect of a person to Part 1 of the Register is £102.

(2) The restoration fee specified in paragraph (1) above is in addition to the application fee specified in rule 10 above and the whole of the restoration fee is payable irrespective of the date on which the entry is restored to Part 1 of the Register.

Fees in respect of restoring an annotation to an entry

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 £55 if the application is made following the voluntary removal of the annotation.

(3) The fee is £184 if the application is made following the removal of the annotation 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) above, as the case may be, is payable irrespective of whether the application for restoration of an annotation is granted.

Other fees

Fees in connection with notices and 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 certificate of good standing or current professional status in respect of a person entered in Part 1 of the Register is £78.

Administration fees

14.—(1) The fee for re-processing a payment which has not been honoured by the bank or card-issuer of an applicant for entry, or a registrant entered, in Part 1 of the Register 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 £47 in addition to the application fee payable under rule 4 above.

(3) Where an arrangement to delay payment of part of the renewal fee is entered into under rule 9 above, an additional fee of £15 for the administration of the arrangement shall be added to the first payment to be made in respect of the renewal fee.

(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.
PART 3
Registered Pharmacy Technicians

Register entries

Fees in respect of 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) The fee is £102 if the application is in respect of a person other than a relevant person.

(3) The fee is £283 if the application is in respect of a relevant person.

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

Fee in respect of initial entry in Part 2 of the Register

16.—(1) The fee in respect of an initial entry in Part 2 of the Register is £108.

(2) The fee specified in paragraph (1) above is in addition to the application fee specified in rule 15 above.

Fees in respect of 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 is £194.

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

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

(b) meets Conditions 1 and 2,

is £44.

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

(4) Condition 2 is that P has undertaken in the United Kingdom a minimum amount of relevant work experience of not less than 14 hours a week either whilst P 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 above.

Fee in respect of voluntary removal of an entry

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

Renewal of entries

Fee in respect of 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 £108.
(2) A person (“P”) may enter into an arrangement with the Registrar to delay payment of part of the renewal fee under paragraph (1) above.

(3) Where such an arrangement is entered into—

(a) the fee is to be paid in instalments by way of direct debit; and

(b) the outstanding balance of the amount equal to the aggregate of the renewal fee and any additional fee due under rule 23 below is payable immediately if—

(i) any payment is not received;

(ii) the terms and conditions referred to in rule 4(2) of the Registration Rules (which makes provision as to payment of fees by instalments) are in any other respect not complied with; or

(iii) P makes an application for the voluntary removal of P’s entry from Part 2 of the Register.

(4) Nothing in paragraph (2) or (3) above affects P’s liability to pay the whole of the renewal fee and any additional fee due under rule 23 below.

Restoration of entries

Fees in respect of 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, the fee is—

(a) £195 if the application is made before the end of the period of 1 month starting with the date of the voluntary removal; and

(b) £6 in any other case.

(3) 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 (which relates to the Registrar’s refusal to renew an entry); or

(b) article 37(1)(b) of the Order (which relates to registrants’ failure to discharge duties with regard to their entries),

the fee is £195.

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

(a) £195 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) £290 in any other case.

(5) 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 (which relates to fitness to practise matters before entry or renewal of an entry);

(ii) article 37(1)(f) of the Order (which relates to indemnity arrangements); or

(iii) article 37(1)(g) of the Order (which relates to failure to comply with continuing professional development framework or false declaration as to compliance); or

(b) following the grant of an application by the Council’s Fitness to Practise Committee under article 57 of the Order (restoration of names to the Register: fitness to practise),

the fee is £290.

(6) The whole of the fee specified in paragraph (2), (3), (4) or (5) above, as the case may be, is payable irrespective of whether the application for restoration of an entry is granted.
Fee in respect of restoration of an entry in Part 2 of the Register

21. (1) The fee in respect of the restoration of an entry in respect of a person to Part 2 of the Register is £102.

(2) The restoration fee specified in paragraph (1) above is in addition to the application fee specified in rule 20 above and 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

Fees in connection with notices and 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 certificate of good standing or current professional status in respect of a person entered in Part 2 of the Register is £78.

Administration fees

23. (1) The fee for re-processing a payment which has not been honoured by the bank or card-issuer of an applicant for entry, or a registrant entered, in Part 2 of the Register 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 £47 in addition to the fee payable under rule 15 above.

(3) Where an arrangement to delay payment of part of the renewal fee is entered into under rule 19 above, an additional fee of £15 for the administration of the arrangement shall be added to the first payment to be made in respect of the renewal fee.

(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.

PART 4

Premises

Register entries or annotations

Fee in respect of application for entry in Part 3 of the Register

24. (1) The fee in respect of an application for the entry of premises in Part 3 of the Register is £568.

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

Fee in respect of initial entry in Part 3 of the Register

25. (1) The fee in respect of an initial entry of premises in Part 3 of the Register is £221.

(2) The fee specified in paragraph (1) above is in addition to the application fee specified in rule 24 above.

Fee in respect of application for an annotation to an entry in Part 3 of the Register

26. The fee in respect of an application for an annotation to be made to an entry in Part 3 of the Register in respect of a specialisation is £55.
Fee in respect of voluntary removal of an entry or an annotation

27. No fee is payable in respect of—
   (a) an application for the voluntary removal of an entry of premises from Part 3 of the Register; or
   (b) an application for the voluntary removal of an annotation in respect of a specialisation made to an entry in Part 3 of the Register.

Renewal of entries

Fees in respect of renewal of an entry in Part 3 of the Register

28.—(1) The fee for renewal of an entry in Part 3 of the Register is £221 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(6), the fee for renewal of the entry is to be increased proportionately.

Restoration of entries or annotations

Fees in respect of application to restore an entry to Part 3 of the Register

29.—(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) Where the application is made following the voluntary removal of an entry, the fee is £119.

(3) 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 (which relates to failure to comply with improvement notice);
   (b) section 74C(1) of the Act (which relates to non-renewal of an entry); or
   (c) section 74I(1) of the Act (which relates to non-notification of change of ownership of retail pharmacy premises),
   the fee is £687.

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

Fee in respect of restoration of an entry in Part 3 of the Register

30.—(1) The fee in respect of the restoration of an entry in respect of premises to Part 3 of the Register is £102.

(2) The restoration fee specified in paragraph (1) above is in addition to the application fee specified in rule 29 above and the whole of the restoration fee is payable irrespective of the date on which the entry is restored to Part 3 of the Register.

Fee in respect of restoring an annotation to an entry

31.—(1) The fee in respect of an application for restoration of an annotation made to an entry in Part 3 of the Register following the voluntary removal of the annotation is £55.

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

(6) The Registrar’s power to renew an entry for a period exceeding one year is conferred by section 74A(8) of the Medicines Act 1968 (c.67) and 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). Section 74A of the Medicines Act 1968 was inserted by paragraph 1(8) of Schedule 4 to the Pharmacy Order 2010 (S.I. 2010/231).
**Other fees**

**Administration fees**

32.—(1) The fee for re-processing a payment which has not been honoured by the bank or card-issuer of an applicant for the entry of premises in Part 3 of the Register or, as the case may be, a person carrying on a retail pharmacy business at premises entered in Part 3 of the Register is £20.

(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 £47 in addition to the application fee payable under rule 24 above.

(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 £76.

(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 14th day of June 2012.

[Signature]

Chair

Registrar