

Regulation – Developments in the UK

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9 UK statutory regulators of healthcare professionals

**General
Chiropractic
Council**



**General
Dental
Council**



**General
Medical
Council**

General Optical Council



**General
Osteopathic
Council**

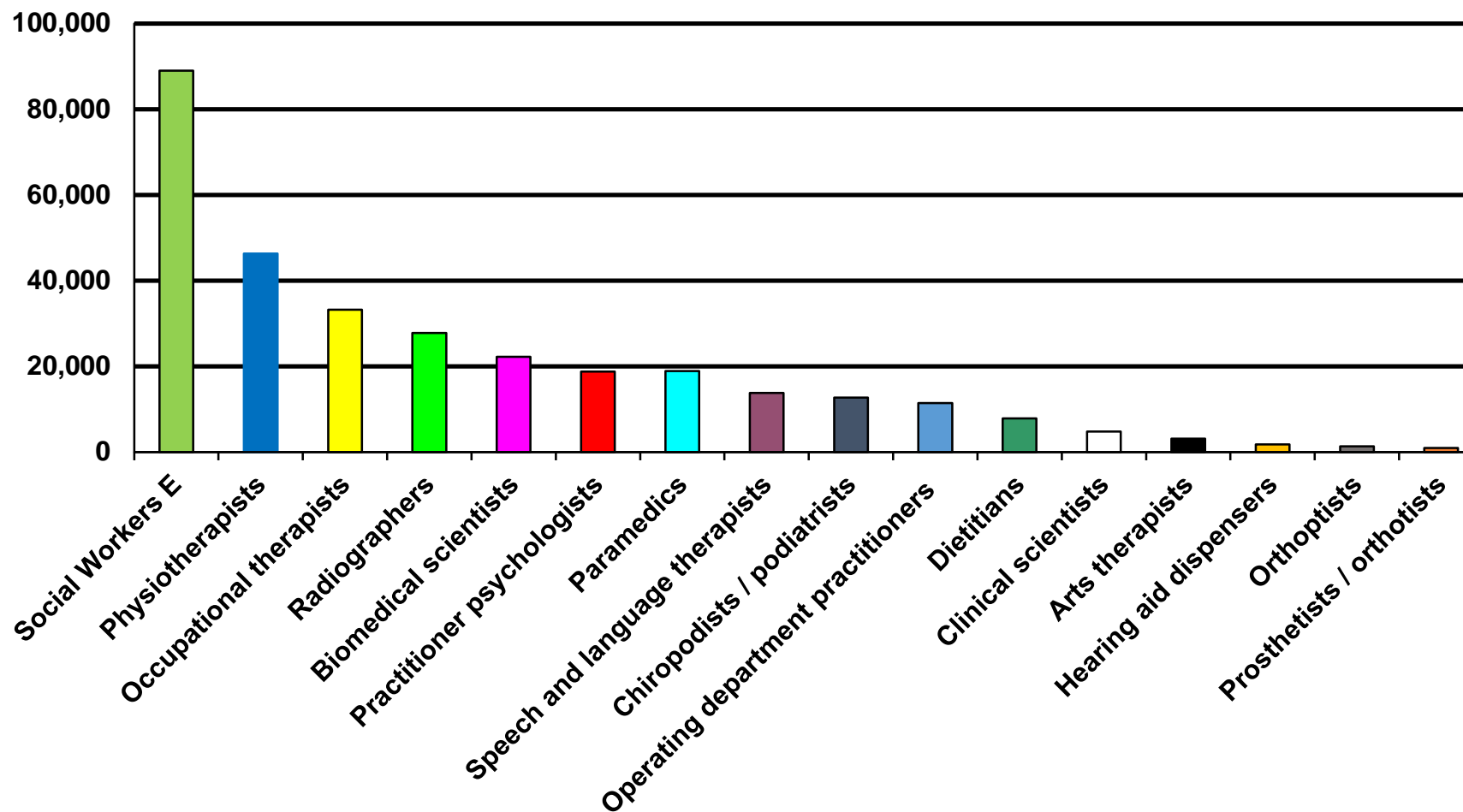
**General
Pharmaceutical
Council**

hcpc health & care
professions
council

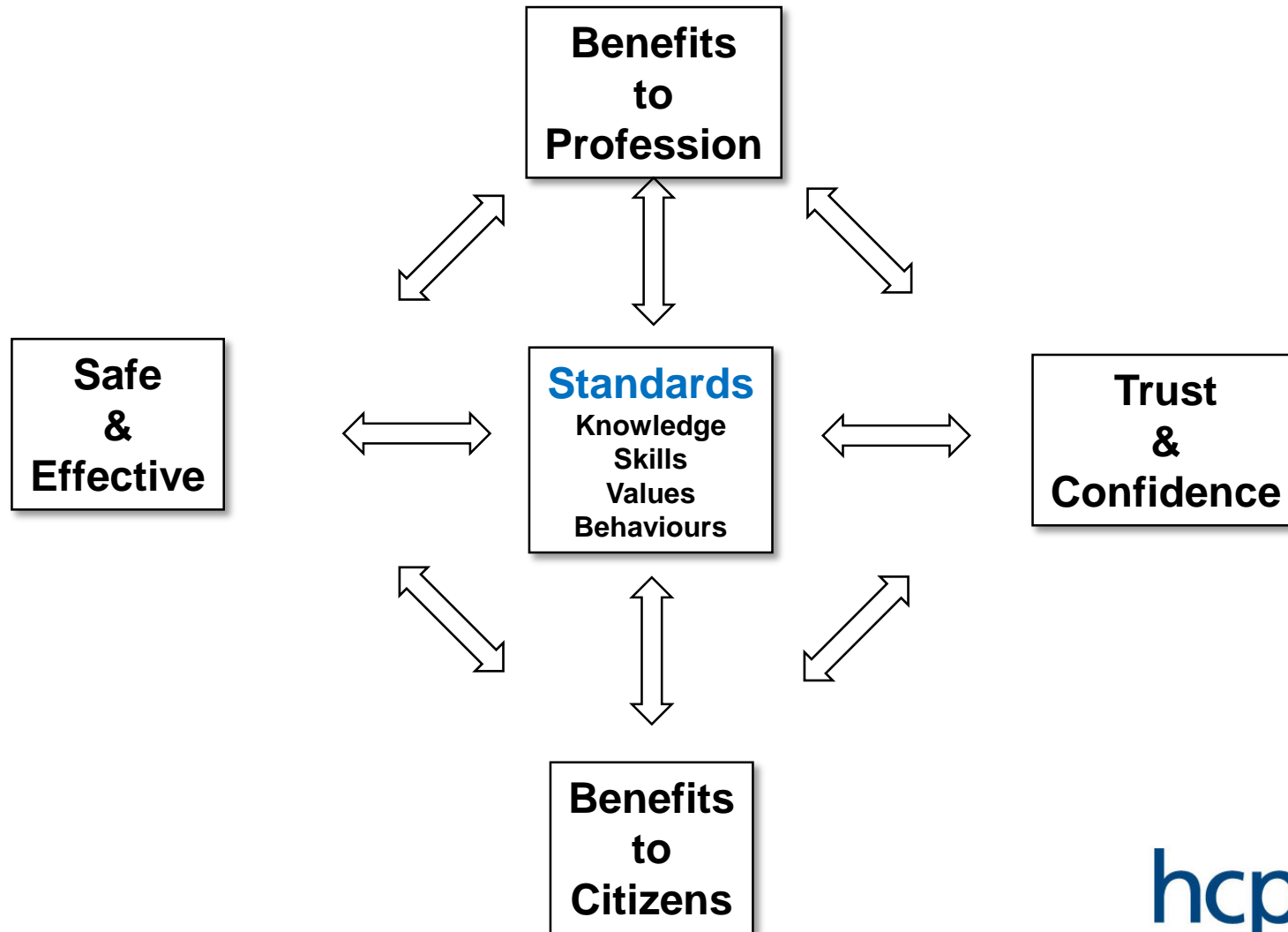
NMC Nursing &
Midwifery
Council

**Pharmaceutical
Society**
of
Northern Ireland

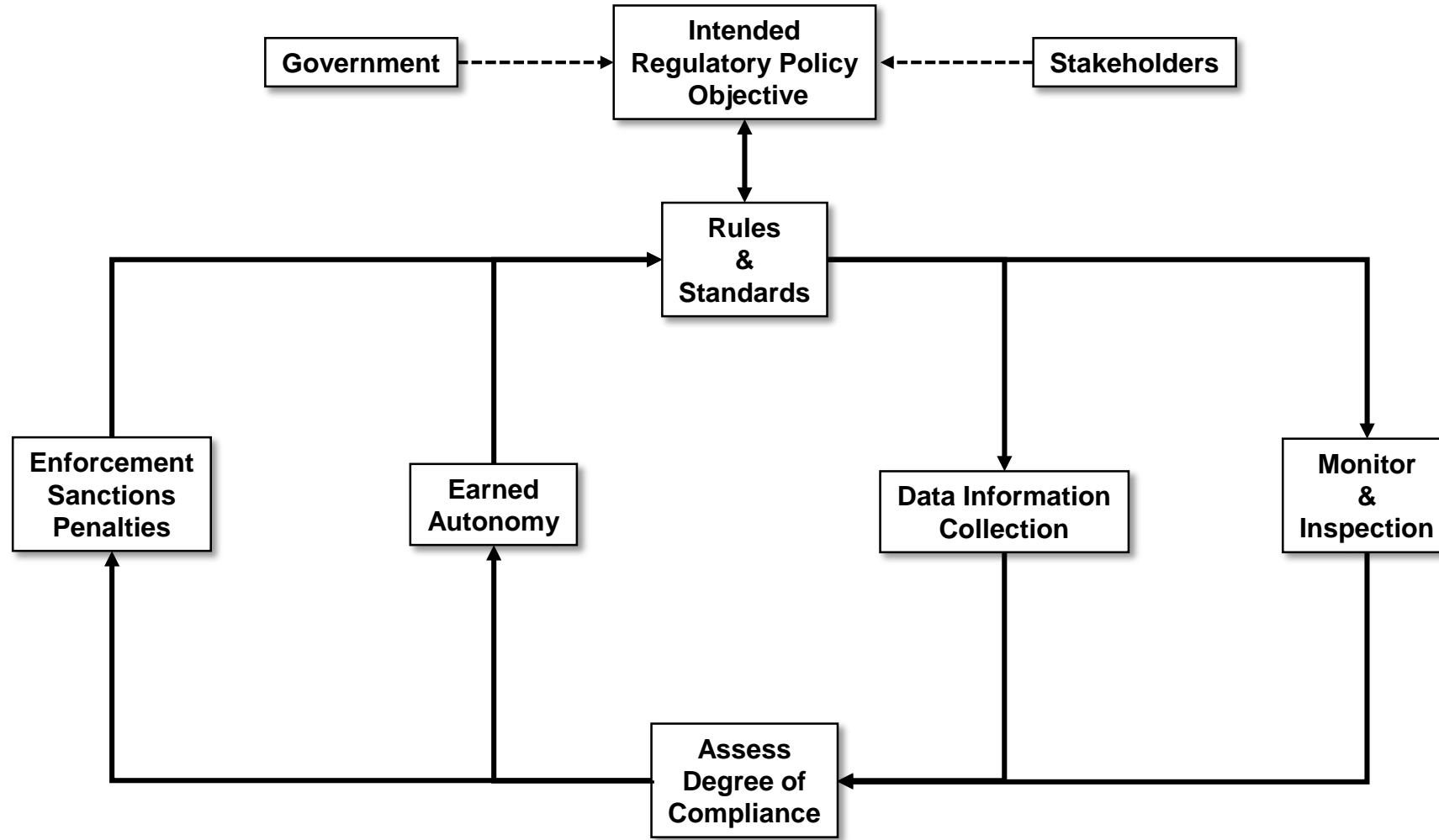
HCPC - multi-professional statutory regulator



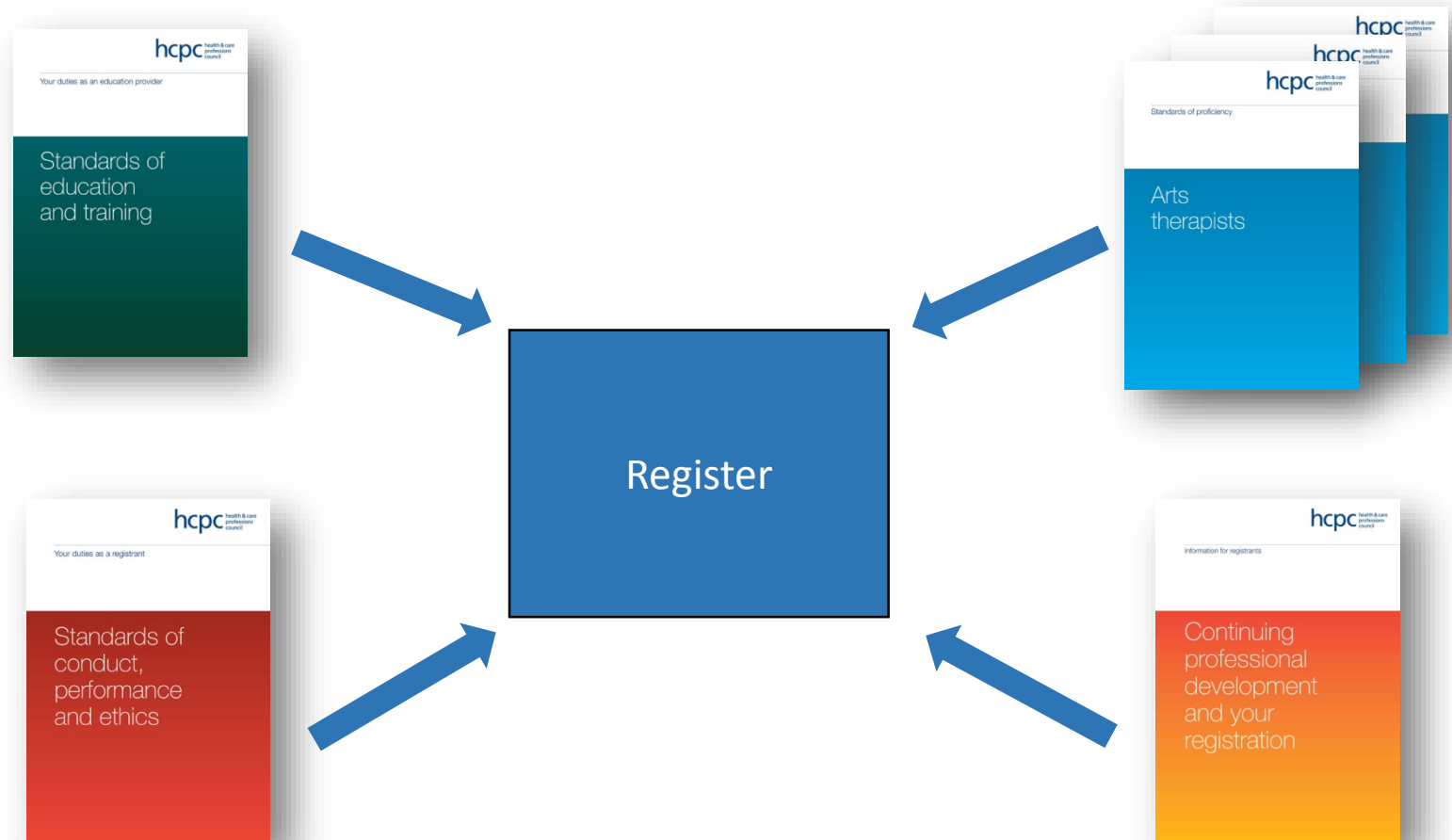
Objective of regulating healthcare professionals



Generic Regulatory Framework



HCPC Standards



Statutory regulators make High Stake Decisions

- **Decisions**
 - Fitness to practise
 - Admission to the register
 - Domestic
 - International
 - Approval of programmes of Education & Training
 - Continuing competence
 - Regulating new professions
 - Rogues & Charlatans

High stake decisions require effective legislation

- **Legislation**
 - Primary, Secondary, Rules & Standards
 - Slow to introduce & amend
 - Scarce
- **Choices**
 - Specific or general?
 - Transnational, Federal or Regional?

The challenge

**Regulators depend on government to enact
up to date & effective legislation
in a timely manner**

VUCA

VUCA

- **Volatility**
 - Nature & dynamics of change, speed of change forces & change catalysts
- **Uncertainty**
 - Lack of predictability, the prospects for surprise, the sense of awareness & understanding of issues & events
- **Complexity**
 - Multiplex of forces, confounding of issues, no cause-and-effect chain & confusion surrounding organisations
- **Ambiguity**
 - Haziness of reality, the potential for misread, mixed meaning of conditions & cause-and-effect confusion

Politics in the age of VUCA

- **Emmanuel Macron & Donald Trump**
- **Nigel Farage, Beppe Grillo, Marine Le Pen, Geert Wilders**
- **Characteristics**
 - Populists
 - Risk takers
 - Centralisation of advisers – “The Court of Kings”
 - Bypassing traditional channels of communication
 - Headline & action management
 - Hit back to challenges or avoiders
 - 4 branches of government conflicted

UK perceived problems & solutions with regulation of healthcare professionals

- **Cooperation between regulators:** Increase
- **Cost of regulation:** Reduce
- **Cross border movement of professionals:** Facilitate
- **De-regulating some professions:** Select
- **Extend regulating to new professions:** Decision process
- **FTP/ disciplinary process:** Quicker & cheaper
- **Flexible legislative regulatory framework:** Introduce
- **Governance arrangements:** Different
- **Number of regulators:** Reduce
- **Oversight of regulators:** Better
- **Professionalism:** Increase

Progress over last 6 years

- **Law Commissions**

- Commissioned 16 February 2011
- Consultation 12 March 2012
- Consultation analysis published 20 February 2013
- Report, recommendations & draft Bill 2 April 2014
- Government response 29 January 2015
- Preparing government consultation May 2017
- Conservative party manifesto 18 May 2017

“legislate to reform and rationalise the current outdated system of professional regulation of healthcare professions, based on the advice of the professional regulators”

- General Election 8 June 2017
- Queen’s Speech 21 June 2017

Other developments & possible solutions

- **New regulator for Social Workers in England**
- **Regulation of Physician Associates (Assistants)**
- **Section 60 vs Primary legislation**

Finding out more & keeping in touch



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