



Isle of Man

Ellan Vannin

AT 6 of 2020

**REGULATION OF CARE (AMENDMENT)
ACT 2020**



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Signed in Tynwald: 22 May 2020
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AN ACT to amend the Regulation of Care Act 2013 so as to exempt certain independent medical agencies and nurses' agencies from the need to register under that Act; and for connected purposes.

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Council and Keys in Tynwald assembled, and by the authority of the same, as follows:—

1 Short title

The short title of this Act is the Regulation of Care (Amendment) Act 2020.

2 Regulation of Care Act 2013 amended

- (1) The *Regulation of Care Act 2013* is amended as follows.
- (2) For section 28(2)(c) and (d) (“Independent medical agency”), substitute —
- (c) a business mentioned in subsection (1) to the extent to which —
 - (i) its services are provided under the NHS Act by medical practitioners; or
 - (ii) it supplies or introduces medical practitioners to work solely for the DHSC; or
 - (d) a business prescribed not to be an independent medical agency. ~~22~~.
- (3) For section 29 (“Nurses agency”), substitute —

29 “Nurses’ agency”

- (1) A “**nurses’ agency**” is an employment agency or employment business being (in either case) a business that consists of, or includes, supplying or introducing nurses or registered midwives.
- (2) However, an agency or business mentioned in subsection (1) is not a nurses’ agency —
 - (a) to the extent to which it supplies or introduces nurses or registered midwives to work solely for the DHSC; or
 - (b) if it is prescribed not to be a nurses’ agency. **29**.
- (4) In the Schedule, in the definition of “**medical practitioner**”, for “a fully registered person under the *Medical Act 1985*”, substitute **29** a registered medical practitioner within the meaning of the *Health Care Professionals Act 2014* **29**.
- (5) Throughout the Act, for —
 - (a) “nurses agency”, substitute **29** nurses’ agency **29**; and
 - (b) “nurses agencies”, substitute **29** nurses’ agencies **29**.

3 Employment Agencies Act 1975 amended

- (1) The *Employment Agencies Act 1975* is amended as follows.
- (2) For section 13(1)(a) (savings), substitute —
 - 29** (a) a nurses’ agency which is registered under the *Regulation of Care Act 2013*; **29**.

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