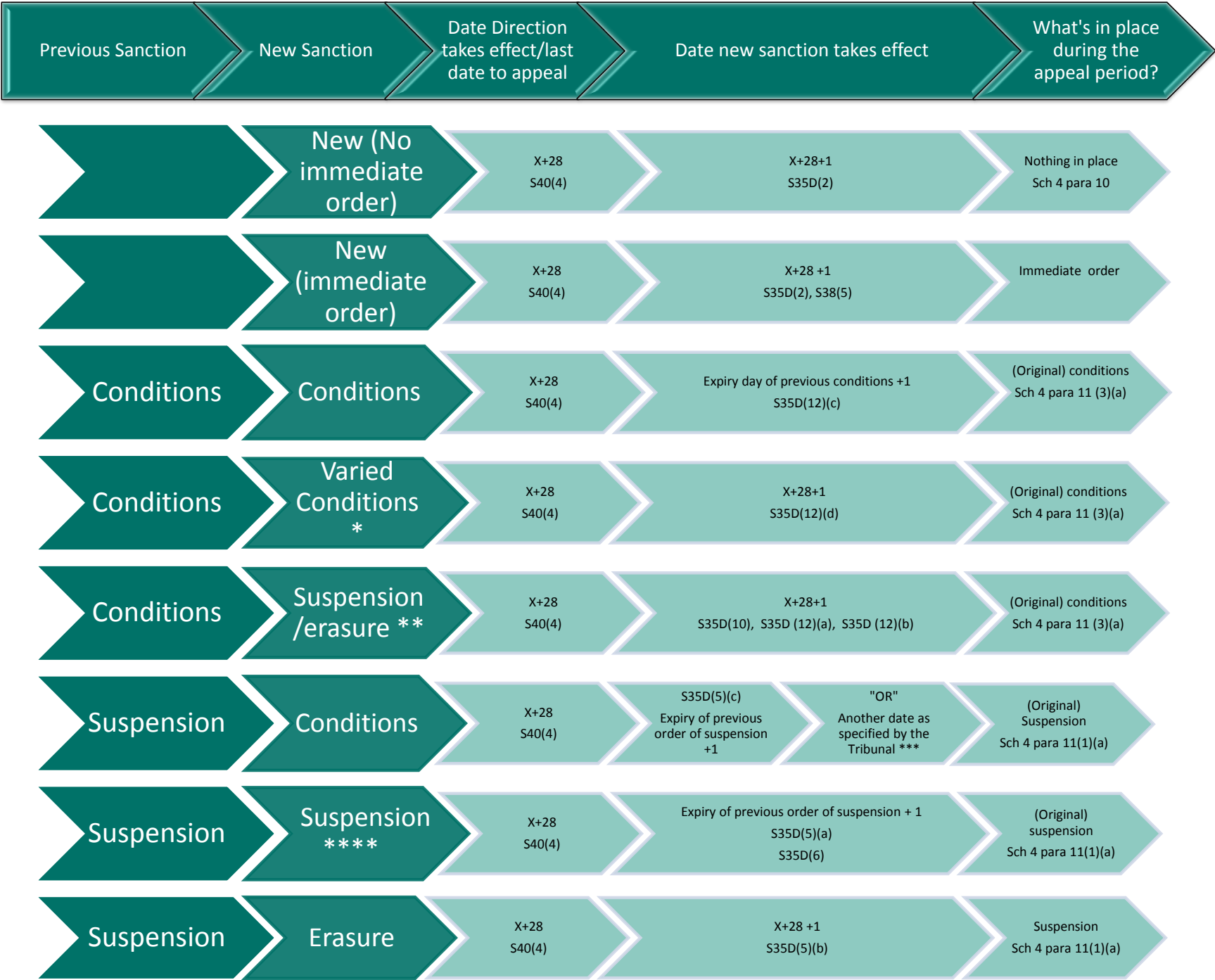




“X” is the date of service of notification of the decision (actual or deemed), however that is calculated in the relevant circumstances.

If an immediate order is put in place:
If doctor is present/represented order will take effect immediately.
If doctor is not present /represented the order will take effect from day of service of notification (S38(1)) , S38(5))
Immediate order will then be in place from the date of service of notification of the immediate order until the new sanction takes effect

*This only applies where the conditions are being varied for the remainder of the term of the order (ie usually arises in an early review)

** No immediate order.

***which must be BEFORE expiry of the original order of suspension.

**** This includes indefinite suspension.

Original sanction	New sanction	Date direction/order takes effect/ last	Relevant legislation	Date new sanction in place from	Relevant legislation	What's in place during the appeal period	Relevant legislation
	New - no immediate order	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	X+28+1	S35D(2) - "(2) Where the Medical Practitioners Tribunal find that the person's fitness to practise is impaired they may, if they think fit - (a) except in a health case or language case, direct that the person's name shall be erased from the register ; (b) direct that his registration in the register shall be suspended (that is to say, shall not have effect) during such period not exceeding twelve months as may be specified in the direction; or (c) direct that his registration shall be conditional on his compliance , during such period not exceeding three years as may be specified in the direction, with such requirements so specified as the Tribunal think fit to impose for the protection of members of the public or in his interests."	Nothing	Sch 4 para 10 - (1) A direction for erasure, for suspension or for conditional registration given by a Medical Practitioners Tribunal under section 35D of this Act or a variation by a Medical Practitioners Tribunal under section 35D(12) . . . shall take effect - (a) where no appeal under section 40 is brought against the direction or variation within the time specified in that section, on the expiration of that time; (b) where such an appeal is so brought but is withdrawn or dismissed for want of prosecution, on the withdrawal or dismissal of the appeal; (c) where such an appeal is so brought and is not withdrawn or dismissed for want of prosecution, if and when the appeal is dismissed. (2) Where the time for appealing against a direction or variation is extended by an authorisation under paragraph 9 above - (a) sub-paragraph (1) shall apply to the direction as if the reference in paragraph (a) to the time specified in section 40 of this Act were a reference to that time as so extended; and (b) if the authorisation is given after the expiration of the time specified in section 40 of this Act, the direction or variation shall be deemed not to have taken effect on the expiration of that time, and any reference in this Act to the time when such a direction takes effect in accordance with this paragraph shall be construed accordingly. (3) Any reference in this paragraph to a direction for suspension or for conditional registration includes a reference to a direction extending a period of suspension or conditional registration.
	New - immediate order	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	X+28+1	S35D(2) - "(2) Where the Medical Practitioners Tribunal find that the person's fitness to practise is impaired they may, if they think fit - (a) except in a health case or language case, direct that the person's name shall be erased from the register ; (b) direct that his registration in the register shall be suspended (that is to say, shall not have effect) during such period not exceeding twelve months as may be specified in the direction; or (c) direct that his registration shall be conditional on his compliance , during such period not exceeding three years as may be specified in the direction, with such requirements so specified as the Tribunal think fit to impose for the protection of members of the public or in his interests."	Immediate order	Sch 4 para 10 - same as above S38(1) On giving a direction for erasure or a direction for suspension under section 35D(2), (10) or (12) above, or paragraph 5A(3D) or 5C(4) of Schedule 4 to this Act, in respect of any person the Medical Practitioners Tribunal, if satisfied that to do so is necessary for the protection of members of the public or is otherwise in the public interest, or is in the best interests of that person, may order that his registration in the register shall be suspended forthwith in accordance with this section. S38 (2) On giving a direction for conditional registration under section 35D(2) above, or under paragraph 5A(3D) or 5C(4) of Schedule 4 to this Act, in respect of any person the Medical Practitioners Tribunal, if satisfied that to do so is necessary for the protection of members of the public or is otherwise in the public interest, or is in the best interests of that person, may order that his registration be made conditional forthwith in accordance with this section. S38(5) - "(5) If, when an order under subsection (1) or (2) above is made, the person to whom it applies is neither present nor represented at the proceedings, subsection (3) above shall have effect as if, for the reference to the time when the order is made, there were substituted a reference to the time of service of a notification of the order as determined for the purposes of paragraph 8 of Schedule 4 to this Act."
Conditions	Conditions	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	Expiry day of previous order of conditions + 1	S35D(12)(c) – “(c) direct that the current period of conditional registration shall be extended for such further period from the time when it would otherwise expire as may be specified in the direction ”	(Original) conditions	Sch 4 para 11 (3)(a) - "(3) If, while a person's registration is subject to conditions imposed under section 35D of this Act, or under paragraph 5A(3D) or 5C(4) above, a direction is given under subsection (10) or (12) of section 35D the conditions attached to his registration shall continue to attach to it throughout any period which may intervene between the time when, but for this sub-paragraph, his registration would cease to be conditional and the time when— (a) the direction takes effect in accordance with paragraph 10, 10A or 10B above"
Conditions	Varied conditions * (for the remainder of the term)	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	X+28+1	S35D(12)(d) - "(12) On a review arranged under subsection (11A) or (11B), a Medical Practitioners Tribunal may, if they think fit - (d) revoke the direction, or revoke or vary any of the conditions imposed by the direction, for the remainder of the current period of conditional registration "	(Original) conditions	Sch 4 para 11 (3)(a) - "(3) If, while a person's registration is subject to conditions imposed under section 35D of this Act, or under paragraph 5A(3D) or 5C(4) above, a direction is given under subsection (10) or (12) of section 35D the conditions attached to his registration shall continue to attach to it throughout any period which may intervene between the time when, but for this sub-paragraph, his registration would cease to be conditional and the time when— (a) the direction takes effect in accordance with paragraph 10, 10A or 10B above."
Conditions	Suspension/erasure (**No immediate order)	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	X+28+1	S35D(10) - "(10) Where, on a review arranged under subsection (9A), the Tribunal judge the person concerned to have failed to comply with a requirement imposed as a condition such as is mentioned in subsection (9)(a), the Tribunal may, if they think fit - (a) except in a health case or language case or a case of suspension under paragraph 5A(3D) or 5C(4) of Schedule 4, direct that the person's name shall be erased from the register ; or (b) direct that the person's registration in the register shall be suspended during such period not exceeding twelve months as may be specified in the direction. " S35D (12) - "(12) On a review arranged under subsection (11A) or (11B), a Medical Practitioners Tribunal may, if they think fit - (a) except in a health case or language case or a case of suspension under paragraph 5A(3D) or 5C(4) of Schedule 4, direct that the person's name shall be erased from the register ;" S35D (12) - On a review arranged under subsection (11A) or (11B), a Medical Practitioners Tribunal may, if they think fit - (b) direct that the person's registration in the Register shall be suspended during such period not exceeding twelve months as may be specified in the direction;	(Original) conditions	Sch 4 para 11 (3)(a) - "(3) If, while a person's registration is subject to conditions imposed under section 35D of this Act, or under paragraph 5A(3D) or 5C(4) above, a direction is given under subsection (10) or (12) of section 35D the conditions attached to his registration shall continue to attach to it throughout any period which may intervene between the time when, but for this sub-paragraph, his registration would cease to be conditional and the time when— (a) the direction takes effect in accordance with paragraph 10, 10A or 10B above."
Suspension	Conditions	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	Expiry of previous order of suspension + 1 OR	S35D(5) On a review arranged under subsection (4A) or (4B), a Medical Practitioners Tribunal may, if they think fit (c) – “ direct that the person's registration shall, as from the expiry of the current	(Original) suspension	Sch 4 para 11(1)(a) - "(1) If, while a person's registration is suspended under section 35D of this Act, or under paragraph 5A(3D) or 5C(4) above, a direction is given under subsection (5)(a), (b) or (c) or (8)(a) or (c) of section 35D, the suspension of his registration shall continue to have effect throughout any period which may intervene between the time when, but for this sub-paragraph, the suspension of his registration would end and the time when— (a) the direction takes effect in accordance with paragraph 10, 10A or 10B above"

		A+20	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	Another date as specified by the Tribunal*** which must be BEFORE expiry of the original order of suspension	period of suspension or from such date before that expiry as may be specified in the direction, be conditional on his compliance....."	(Original) suspension (irrelevant of the date tribunal has specified)	Sch 4 para 11(1)(a) - "(1) If, while a person's registration is suspended under section 35D of this Act, or under paragraph 5A(3D) or 5C(4) above, a direction is given under subsection (5)(a), (b) or (c) or (8)(a) or (c) of section 35D, the suspension of his registration shall continue to have effect throughout any period which may intervene between the time when, but for this sub-paragraph, the suspension of his registration would end and the time when— (a) the direction takes effect in accordance with paragraph 10, 10A or 10B above"
Suspension	Suspension **** (including indefinite suspension)	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	Expiry of previous order of suspension + 1	S35D(5)On a review arranged under subsection (4A) or (4B), a Medical Practitioners Tribunal may, if they think fit (a) – "direct that the current period of suspension shall be extended for such further period from the time when it would otherwise expire as may be specified in the direction" S35D(6) In a health case or language case, or a case of suspension under paragraph 5A(3D) or 5C(4) of Schedule 4 a Medical Practitioners Tribunal may give a direction in relation to a person whose registration has been suspended under this section extending his period of suspension indefinitely where: (a) the period of suspension will, on the date on which the direction takes effect, have lasted for at least two years; and (b) the direction is made not more than two months before the date on which the period of suspension would otherwise expire.	(Original) suspension	Sch 4 para 11(1)(a) - "(1) If, while a person's registration is suspended under section 35D of this Act, or under paragraph 5A(3D) or 5C(4) above, a direction is given under subsection (5)(a), (b) or (c) or (8)(a) or (c) of section 35D, the suspension of his registration shall continue to have effect throughout any period which may intervene between the time when, but for this sub-paragraph, the suspension of his registration would end and the time when— (a) the direction takes effect in accordance with paragraph 10, 10A or 10B above"
Suspension	Erasure	X+28	S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	X+28+1	S35D(5)On a review arranged under subsection (4A) or (4B), a Medical Practitioners Tribunal may, if they think fit (b) - "(b) except in a health case or language case, or a case of suspension under paragraph 5A(3D) or 5C(4) of Schedule 4 direct that the person's name shall be erased from the register;" S40(4) - "(4) A person in respect of whom an appealable decision falling within subsection (1) has been taken may, before the end of the period of 28 days beginning with the date on which notification of the decision was served under section 35E(1) above, or section 41(10) below, appeal against the decision to the relevant court."	Suspension	Sch 4 para 11(1)(a) - "(1) If, while a person's registration is suspended under section 35D of this Act, or under paragraph 5A(3D) or 5C(4) above, a direction is given under subsection (5)(a), (b) or (c) or (8)(a) or (c) of section 35D, the suspension of his registration shall continue to have effect throughout any period which may intervene between the time when, but for this sub-paragraph, the suspension of his registration would end and the time when— (a) the direction takes effect in accordance with paragraph 10, 10A or 10B above"