



*At the Council Chamber, Whitehall*

THE 1st DAY OF AUGUST 2018

BY THE LORDS OF HER MAJESTY'S MOST HONOURABLE  
PRIVY COUNCIL

Their Lordships, in exercise of the powers conferred upon Them by section 76 of the Further and Higher Education Act 1992(a), are pleased to order, and it is hereby ordered, as follows:-

**Citation and commencement**

1. This Order may be cited as the Power to Award Degrees etc. (Regent's University London) Order of Council 2018 and shall come into force on 1st September 2018.

**Competence to grant awards**

2. Regent's University London shall be competent to grant awards of the kind mentioned in paragraph (a) of section 76(2) of the said Act for a fixed six-year term beginning on 1st September 2018 and expiring on 31st August 2024.

*Richard Tilbrook*

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(a) 1992 c.13



*At the Council Chamber, Whitehall*

THE 13th DAY OF AUGUST 2018

BY THE LORDS OF HER MAJESTY'S MOST HONOURABLE  
PRIVY COUNCIL

The Privy Council has approved the amendments to the Bye-Laws of The Royal College of Psychiatrists set out in the Schedule to this Order.

*Ceri King*

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*SCHEDULE*

AMENDMENTS TO THE BYE-LAWS OF THE ROYAL COLLEGE OF PSYCHIATRISTS

1. In Section I, Definitions:
  - (a) In definition "Affiliates" *delete* "meaning" and *substitute* "meanings".
  - (b) In definition "Associates of the College" *insert* "together" before "means the registered Foundation Date".
  - (c) In definitions "The Association", "The Board of Trustees", "The Charter", "The College", "The College Register", "The Declaration", "The Disciplinary and Complaints Committee", "The Education and Training Committee", "The examination", "The Finance Management Committee", "The foundation date", "The Honorary Officers", "The Journals", "The Library", "The Members of the College", "The objects of the College" and "The Regulations" *delete* "The" and *substitute* "the".
  - (d) In definition "These Bye-Laws" *delete* "These" and *substitute* "these".
  - (e) In definition "Committees" *insert* "UK" before "Council".

- (f) *Delete* definition “The Council”.
- (g) After definition “the Declaration” *insert* new definitions:
- “**the Devolved Council of Scotland**’ means the Royal College of Psychiatrists Devolved Council of Scotland, being a Committee of the UK Council, as referred to at Section XX of these Bye-Laws;
- “**the Devolved Council of Wales**’ means the Royal College of Psychiatrists Devolved Council of Wales, being a Committee of the UK Council, as referred to at Section XX of these Bye-Laws;
- “**the Devolved Council of Northern Ireland**’ means the Royal College of Psychiatrists Devolved Council of Northern Ireland, being a Committee of the UK Council, as referred to at Section XX of these Bye-Laws;
- “**the Devolved Councils**’ together means the Devolved Council of Scotland, the Devolved Council of Wales and the Devolved Council of Northern Ireland;”.
- (h) In definition “the Education and Training Committee” *insert* “UK” before “Council”.
- (i) In definition “General Meeting” *delete* “XXVI” and *substitute* “XXVII”.
- (j) In definition “Qualified medical practitioner” *insert* “UK” before “Council”.
- (k) After definition “Qualified medical practitioner” *insert* new definition:
- “**relevant jurisdictions**’ means all or any of Northern Ireland, Scotland and Wales (as the context requires);”.
- (l) In definition “the Regulations” *insert* “UK” before “Council” wherever it occurs.
- (m) After definition “the Regulations” *insert* new definition:
- “**the UK Council**’ or ‘**the UK Council of the College**’ means the Council of the College as defined in Section XIX of these Bye-Laws;”.
2. In Section I, Rules of Interpretation, paragraphs (f) and (k) *insert* “UK” before “Council” wherever it occurs.
3. In Section II, paragraph 2:
- (a) *insert* “UK” before “Council”;

- (b) after “the promotion of equality of opportunity, and the” *delete* “promotion of good race relations” and *substitute* “fostering of good relations between people who share a protected characteristic (age, race, religion or belief, gender, gender reassignment, pregnancy or maternity, disability) and those who do not share it.”
4. In Section III:
- (a) in paragraph 5 *insert* “UK” before “Council”;
  - (b) in paragraph 8 after “registered as such” *delete* “will” and *substitute* “shall”.
5. In Section IV:
- (a) in paragraph 2 *insert* “UK” before “Council” wherever it occurs;
  - (b) in paragraph 5 after “registered as such” *delete* “will” and *substitute* “shall”.
6. In Section VII:
- (a) in paragraph 10(b) and paragraph 12 *insert* “UK” before “Council” wherever it occurs;
  - (b) in paragraph 10(d) *delete* indent before “A Qualified medical practitioner”;
  - (c) in paragraph 10(e) *delete* indent before “A medical student”.
7. In Section IX:
- (a) in paragraph 2(g) after “his or her conduct” *delete* “will” and *substitute* “shall”;
  - (b) in paragraph 3(a) after “alleged offence” *delete* “will” and *substitute* “shall”;
  - (c) in paragraph 3(b) after “pending criminal matter, this” *delete* “will” and *substitute* “shall”;
  - (d) in paragraph 4(c):
    - (i) after “The Disciplinary and Complaints Committee” *delete* “will” and *substitute* “shall”; and
    - (ii) after “(as the case may be)” *delete* “will” and *substitute* “shall”;
  - (e) in paragraph 6(d) after “the Relevant Individual that he or she” *delete* “will” and *substitute* “shall”;

(f) in paragraph 11:

- (i) after “The Disciplinary and Complaints Committee” *delete* “will” and *substitute* “shall”;
- (ii) after “or member of the general public. This” *delete* “will” and *substitute* “shall”; and
- (iii) after “by the Disciplinary and Complaints Committee)” *delete* “will” and *substitute* “shall”.

8. In Section X, paragraph 5 *insert* “UK” before “Council”.

9. In Section XI:

- (a) in paragraphs 4 and 5 *insert* “UK” before “Council” wherever it occurs;
- (b) *delete* paragraph 6 and *substitute*:

“6. The Chair of each of the Devolved Councils (as such Devolved Councils are constituted for the time being under the Regulations) shall each ex-officio hold the title “Vice-President of the Royal College of Psychiatrists”. The title of “Vice-President” does not confer any additional function or role on those Chairs, but recognises the following specific roles which those Chairs undertake in such capacity over and above the roles performed generally by Chairs of the Committees, as a result of Northern Ireland having an Executive and Scotland and Wales having devolved governments:

- (a) representing the College and its interests to, and liaising with, the Executive of Northern Ireland and the devolved governments of Scotland and Wales (as appropriate);
- (b) ensuring that each of the Devolved Councils (as appropriate) perform any additional functions which are prescribed for the Devolved Councils under the Regulations, over and above the functions prescribed for the Committees generally;
- (c) advising the Board of Trustees and the UK Council on governmental, legal and regulatory issues specific to the relevant jurisdictions and the practice of psychiatry within the relevant jurisdictions;
- (d) participating on behalf of the College in public debate within the relevant jurisdictions and developing policies and public relations strategies for the work of the College in the relevant jurisdictions consistent with the overall strategy agreed by the Board of Trustees and the UK Council; and

- (e) contributing to the strategic and policy and planning issues of the College from the perspective of the relevant jurisdictions.

The title of "Vice-President" also recognises that the Chairs of each of the Devolved Councils shall act in co-ordination with, and in accordance with, the directions of the President when dealing with the respective Executive and devolved governments (as appropriate) and shall consult with the President who, among other things, represents the College to, and liaises with, the government of the United Kingdom, including the Secretaries of State for the devolved governments. The title of "Vice-President" shall not imply or confer any role in undertaking the duties of the President in the overall conduct of College business in the event of the absence, incapacity or death of the President. Each Chair of the Devolved Councils shall hold the title of Vice-President for the duration of his or her period of office as such Chair. In the event of a vacancy of any such Chair, the Vice-Chair shall hold the title "acting Vice-President" pending the election of a replacement Chair."

- (c) In paragraph 7 *insert* "UK" before "Council".
10. In Sections XII, XIII, XIV, XV *insert* "UK" before "Council" wherever it occurs.
11. In Section XVII:
- (a) in paragraph 1(a) and (b) *insert* "UK" before "Council" wherever it occurs;
  - (b) after paragraph 2(d) *insert*:  
“(e) one Chair of the Devolved Councils (selected by Chairs of the Devolved Councils in the manner prescribed by the Regulations);”;
  - (c) *re-letter* paragraph 2(e) as (f);
  - (d) *delete* paragraph 2(f) and *substitute*:  
“(g) one Chair of the Divisions (selected by the Chairs of Divisions in the manner prescribed by the Regulations);”;
  - (e) *re-letter* paragraphs 2(g) to (h) as (h) and (i);
  - (f) in re-lettered paragraph 2(i) after “up to” *delete* “three” and *substitute* “four”;
  - (g) after the first reference to “For the purposes of sub-paragraph” *delete* “(f)” and *substitute* “(g)”; and after the second reference “For the purposes of sub-paragraph” *delete* “(h)” and *substitute* “(i)”;;
  - (h) in paragraph 10:

- (i) *insert* "UK" before "Council" wherever it occurs; and
  - (ii) *delete* indent before "When making or amending Regulations the Board of Trustees".
  
- (i) in paragraphs 11 and 12 *insert* "UK" before "Council" wherever it occurs;
- (j) in paragraph 12 after "its property and its affairs" *insert* ", including for the avoidance of doubt, the Committees relating to the Devolved Councils,";
  
- 12. In Section XVIII:
  - (a) in paragraph 1 *delete* indent before "Each of the Committees listed above";
  - (b) in paragraph 3 *insert* "UK" before "Council".
  
- 13. In Section XIX:
  - (a) *insert* "UK" before "Council" wherever it occurs;
  - (b) in paragraph 1(e) after "under the Charter, these Bye-Laws or the Regulations" *insert* ", including oversight of the activities of the Devolved Councils relevant to sub-paragraph (a) above";
  - (c) in paragraph 3 *insert* "each of" before "the Committees" wherever it occurs;
  
- 14. In Section XX:
  - (a) *insert* "UK" before "Council" wherever it occurs except in paragraph 8 before "Council" in "The membership of each Committee of Council shall be reported";
  - (b) in paragraph 1:
    - (i) after "the following functions and powers" *delete* ";" and *substitute* "·";
    - (ii) in paragraph (a) *delete* "An" and *substitute* "an";
    - (iii) in paragraph (k) after "management in psychiatry;" *delete* "and";
    - (iv) in paragraph (l) after "physical treatments" *delete* "." and *substitute* "·";
    - (v) after (l) *insert*:
      - “(m) a Committee relating to each of Scotland, Wales and Northern Ireland, each of which shall be referred to as a Devolved Council, with the following duties and objectives:

(1) promoting generally the attainment of the College objects in the relevant jurisdiction, including, by coordinating the work of the College, by supporting the Membership of the College, and by developing its own initiatives and strategies, all in the relevant jurisdiction including in respect of:

- (a) improving patient care through standard-setting and patient links;
- (b) promoting the values of the College;
- (c) promoting parity between mental and physical health;
- (d) facilitating continuous professional development of the Members of the College; and
- (e) communication with Members of the College;

(2) representing the Membership of the College in the relevant jurisdiction on government, legal and regulatory issues specific to that relevant jurisdiction, and participating in public debate on behalf of the Membership in the relevant jurisdiction and responding to consultations, including with the devolved governments of Scotland and Wales and the Northern Ireland Executive (as appropriate) (and any successor bodies), and all affiliated healthcare, education and other bodies;

(3) advising the UK Council on governmental, legal and regulatory issues specific to, and affecting, the College, within the relevant jurisdiction, including the matters set out in paragraph 1(m)(2) if this Section;

(4) participating on behalf of the College in public debate within the relevant jurisdiction on the matters set out in paragraph 1(m)(3) of this Section, and to respond to consultations about them;

(5) publicising the work of the College within the relevant jurisdiction, and to develop a public relations and communication strategy for the work of the College within that relevant jurisdiction, consistent with the overall strategy approved by the UK Council in accordance with paragraph 7 of this Section XX;

(6) contributing to the strategic and policy planning processes of the College applicable to the relevant jurisdiction, and formulating and carrying forward an operating plan;

(7) promoting and supporting academic research within the relevant jurisdiction on all aspects of Psychiatry;



(8) being responsible in accordance with any budget for expenditure of funds allocated to it, and approved by, by the Board of Trustees, and ensuring that all expenditure is properly authorised and accounted for, in compliance with applicable law and the requirements of the Board of Trustees pursuant to paragraph 12 of Section XVII;

(9) carrying out income-generating activities, and ensuring that all income is properly accounted for and dealt with in accordance with applicable law and the requirements of the Board of Trustees pursuant to paragraph 12 of Section XVII; and

(10) taking such incidental action as may be necessary to fulfil the objectives in paragraph 1(m)(1) to (9) of this Section; and”;

(vi) *re-letter* paragraph (m) as paragraph (n); and

15. In Section XXI:

- (a) *insert* “UK” before “Council” wherever it occurs;
- (b) in paragraph 2, after “inclusive of paragraph 1 of this Section)” *delete* “will” and *substitute* “shall”;
- (c) in paragraph 3:
  - (i) after “the Board of Trustees may direct that the alleged offence” *delete* “will” and *substitute* “shall”;
  - (ii) after “say anything about the pending criminal matter, this” *delete* “will” and *substitute* “shall”;
- (d) in paragraph 4:
  - (i) before “not make any decision on any action to be taken by it under paragraph 6 or 7 of this Section” *delete* “will” and *substitute* “shall”;
  - (ii) after “The Board of Trustees or the Disciplinary and Complaints Committee (as the case may be)” *delete* “will” and *substitute* “shall”;
- (e) in paragraph 6(d):
  - (i) after “agree with the Relevant Board/Council member that he” *delete* “will” and *substitute* “shall”;
  - (ii) after “failure to comply with the undertaking” *delete* “.” and *substitute* “.”;

16. In Sections XXII, XXIII and XXIV *insert* “UK” before “Council” wherever it occurs.

17. After Section XXV *insert*:

**“Section XXVI. Devolved Councils of Scotland, Wales and Northern Ireland**

There shall be Devolved Councils for each of Scotland, Wales and Northern Ireland, which shall be Committees of the UK Council and subject to the objects and terms of reference provided for in these Bye-Laws, and which shall be constituted pursuant to, and as prescribed by, these Bye-Laws.”.

18. *Re-number* Sections XXVI to XXVIII as Sections XXVII to XXIX.

19. In renumbered Section XXVII:

(a) *insert* “UK” before “Council” wherever it occurs;

(b) in paragraph 5(b), *delete* indent before “Any such request to or direction by the President”.



*At the Council Chamber, Whitehall*

THE 31st DAY OF AUGUST 2018

BY THE LORDS OF HER MAJESTY'S MOST HONOURABLE  
PRIVY COUNCIL

The Privy Council has approved the amendments to the Rules of The Institute of Chartered Accountants of Scotland, as set out in the Schedule to this Order.

*Ceri King*

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*SCHEDULE*

AMENDMENTS TO THE RULES OF THE INSTITUTE OF CHARTERED ACCOUNTANTS  
OF SCOTLAND

1. In Rule 1.1 Definitions:
  - (a) in the definition of "Professional misconduct" *after* "Affiliate" *delete* "of ICAS";
  - (b) in the definition of "Public Disciplinary Scheme" *delete* "for disciplinary purposes of public interest cases and *substitute* "and discipline";
  - (c) in the definition of "Unsatisfactory professional conduct" *after* "Affiliate" *delete* "of ICAS".
2. In Rule 3.13.2 *delete* "to be retained in Membership" and *substitute* "to retain Membership or Affiliate status,".
3. *Delete* Rule 6.2 and *substitute*:

"6.2 Council may raise funds by means of a levy on Members or Firms, which may not exceed in any year an amount of twice the annual subscription, towards the cost of:

  - 6.2.1 the discharge by ICAS of its powers under Rule 13;
  - 6.2.2 payments to a Public Disciplinary Scheme."

4. In Rules 7.1 and 7.2 *after* "Member" *insert* "or Affiliate", wherever it occurs.
5. In Rule 11.14 *after* "Public Interest Member." *insert* "The majority of those present shall not be Public Interest Members."
6. **Delete** Rule 13.3 and **substitute**:  

"13.3 A person who ceases to be a Member or Affiliate shall remain liable to disciplinary action under Rule 13.1 in respect of acts or defaults which took place while that person was a Member or Affiliate."
7. In Rule 13.4:
  - (a) **delete** "them" and **substitute** "the person";
  - (b) **delete** "CA Student Member's" and substitute "person's".
8. **Delete** Rule 13.7 and 13.7.1 and **substitute**:  

"13.7 A Firm shall be liable to disciplinary action under these Rules by reason of:

13.7.1 any serious act or default, whether in the course of carrying out professional work or otherwise likely to bring discredit to the Firm, ICAS or the profession of accountancy, or any serious departure from the standards to be expected of a Firm;"
9. In Rule 13.9 after "disclosed fully to ICAS before that Firm" **delete** "made an application to be accepted for regulation" and **substitute** "became regulated by ICAS".
10. **Delete** the heading "Matters of public concern" and Rules 13.11 and 13.12 and **substitute**:  

**"Public Disciplinary Schemes**

13.11 ICAS shall refer a matter involving a Member, Affiliate or Firm for independent investigation under a Public Disciplinary Scheme where required to do so in accordance with the provisions of the Public Disciplinary Scheme.

13.12 If the Public Disciplinary Scheme declines such a reference, ICAS shall deal with the matter in accordance with the provisions of these Rules."
11. In Rule 13.14:
  - (a) in 13.14.1 after "under them" **delete** "and";
  - (b) in 13.4.2 after "suspicions of" *insert* "a";
  - (c) *insert* new Rule 13.14.3:

“13.14.3 make directions and determine all other matters incidental to or arising from the exercise of the powers under Rule 13.14.1 or 13.14.2, or 13.15.”.

12. **Delete** Rules 13.15 to 13.17 and **substitute**:

“13.15 ICAS shall have the power to make one or more of the following orders if, after due enquiry, the Member, CA Student Member, Affiliate or Firm is found to be liable to disciplinary action under Rule 13.1 or 13.7 respectively.

13.16 The orders referred to in Rule 13.15 are:

13.16.1 to caution;

13.16.2 to reprimand;

13.16.3 to severely reprimand;

13.16.4 to have any permit, licence, certificate or other authorisation granted by ICAS withdrawn or made subject to conditions;

13.16.5 to be declared ineligible for any permit, licence, certificate or other authorisation;

13.16.6 to require the giving of one or more undertakings;

13.16.7 to impose conditions on continued Membership or regulation by ICAS;

13.16.8 be suspended from Membership or other association with ICAS for such period, not exceeding one year;

13.16.9 be excluded from Membership of or regulation by ICAS; and/or

13.16.10 be required to pay to ICAS a financial penalty.

13.17 ICAS may declare a CA Student Member is unfit to become a Member of ICAS and cancel the CA Student Member’s Training Contract.”.

13. In Rule 13.19 **delete** “by a Member, CA Student Member, Affiliate or Firm in relation to its costs” and **substitute** “to be made in relation to the costs”.

14. In Rule 13.20:

(a) **delete** “, including a consent order”;

(b) **after** “payment of a” **insert** “financial”;

(c) **after** “financial penalty **insert** “,”;

(d) **after** “payment of costs” **insert** “,”.

15. In Rule 13.22 **delete** “disciplinary and compliance”.

16. **Delete** Rules 13.23 and 13.24 and **substitute**:

**“Rights of appeal**

13.23 Regulations proposed by the Discipline Board and approved by Council shall set out the circumstances and manner in which a finding, order or declaration made under this Rule 13 may be subject to appeal.

**Applicable Rules**

13.24 The liability of a Member, CA Student Member, Affiliate or Firm to disciplinary action shall be based on the grounds for such liability as were set out in the Rules which were in force when the facts or matters complained of occurred. Previous versions of the Rules shall remain in force to the extent required to achieve this purpose.”.

17. *Delete* the heading “Transitional provisions” and Rule 13.25.