

## Response Form - Consultation 2011/11



Architects Registration Board

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### Consultation 2011/11 – Changes to General Rules 22, 24 and 24A

General Rules 22, 24 and 24A cover re-entry to the Register.

- The proposed change to Rule 22 permits the Board to vary the prescribed period permitted under section 18(3) of the Act which relates to re-entry following erasure.
- The proposed changes to Rule 24 reflect proposed changes to Rule 11.
- It is proposed that Rule 24A be removed. This Rule provided for a third party review where an application which is not subject to an appeal through the Courts, is rejected by the Board. All routes to registration are now subject to appeal.

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### Response from:

(Name)

(Job Title)

(Organisation)

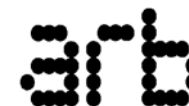
(Postal address)

(email address)

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Please complete and return to Architects Registration Board, 8 Weymouth Street, London W1W 5BU, by Friday 21 October 2011, or you can email your response to [elaines@arb.org.uk](mailto:elaines@arb.org.uk). You can also fax your response to 020 7436 5269.

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Architects Registration Board

Original document	Draft suggested document	Comments
<p><b>22</b> The prescribed period for the purposes of Section 18 (2) (b) of the Act shall be one year.</p>	<p><b>22</b> The prescribed period for the purposes of Section 18 (2) (b) of the Act shall be one year unless otherwise directed by the Board.</p>	
<p><b>24</b> In relation to any person applying for re-entry to the Register following removal under Section 11 of the Act, the Registrar may waive or vary:</p> <p>a) the requirements of Rule 11; or b) any procedures operated by the Board to establish an applicant's standard of competence for the purposes of Section 4(1)(b) of the Act.</p>	<p><b>24</b> In relation to any person applying for re-entry to the Register following removal under Section 11 of the Act, the Registrar may waive or vary:</p> <p>a) the requirements of Rule 11; or b) any procedures operated by the Board to establish an applicant's standard of competence for the purposes of Section 4(1)(b) of the Act.</p> <p>Applicants will be required to complete an application form and pay any applicable</p>	

	<p>fees as determined by the Board.</p>	
<p><b>24A Third Party Review</b>  Where an applicant for registration has been rejected following consideration by the Board and the Act does not provide for an appeal to be made through the Courts, the applicant may apply for a third party review of procedure. Such an application may only be made on the grounds that the procedure set down by the Board has not been followed or that the procedure was inappropriate or inefficient. An application for an independent third party review of the procedure must be made within thirty days of the written notification that the application for registration was not successful. In the event of a dispute, the application for a review will be considered as properly lodged if the applicant can demonstrate that it was posted within 30 days of the notification of the decision. Upon receipt of such an application, the</p>	<p><b>24A Third Party Review</b>  <b>It is proposed that this Rule be removed entirely as all routes to registration are now subject to appeal.</b></p>	

<p>Registrar will appoint an independent third party ("the Reviewer") who will conduct a review of the procedure in accordance with the Terms of Reference laid down by the Board, available on request from the Secretariat.</p> <p>The Reviewer will submit a report to the Registrar, who will send it to the Board and to the applicant within the timescale specified. The Board may consider its content and decide whether to:</p> <ul style="list-style-type: none"><li>a) review its decision in light of any deficiency in its procedure (where it has the power to do so).</li><li>b) take no further action, giving reasons to the Registrar and applicant.</li></ul>		
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