

## Performers List Advice Notice Information Sheet 23

**The National Health Service (Performers Lists) (England) Amendment Regulations 2023: changes to the way dentists who are not exempt from completing foundation training are assessed to join the Performers List with effect from 31<sup>st</sup> May 2023.**

Note: This PLAN supersedes PLAN 22 which ceases to be in force with effect from 31<sup>st</sup> May 2023.

Statutory Instrument 2023 No 525, came into effect on 31<sup>st</sup> May 2023 [[The National Health Service \(Performers Lists\) \(England\) \(Amendment\) Regulations 2023 \(legislation.gov.uk\)](https://www.legislation.gov.uk)]. The purpose of this amendment is to create a single process for all Dental Performers List applicants that are not undertaking Dental Foundation Training nor have previously completed Dental Foundation training.

This process will be as follows:

This cohort of Dental Performers list applicants will have a structured conversation with a dental clinical adviser (face-to-face or virtually) to assess whether the applicant is up to date to perform NHS primary dental services appropriate to the scope of work they intend to perform, or whether they need an induction and/or an Educational/Clinical Support Plan (ECSP) to begin work safely in primary dental services. If support is needed, then this will be proposed to the applicant through agreement terms.

Following the structured conversation with a dental clinical adviser, if the applicant's needs are particularly complex, then input and support may be sought from Workforce, Training and Education Directorate (WTE) colleagues. It is anticipated that a small proportion of applications will require WTE input.

Agreement Terms will be drawn up by the team managing the performers list application and proposed to the applicant. These agreement terms will enable the applicant to practice under the terms set out in the Agreement. The Agreement will set out how success against the terms will be monitored and the process to be followed if for whatever reason the agreement terms are not satisfactorily completed. The remainder of the steps following the proposal of the agreement terms will be in line with The Policy for Managing Applications to join the England Performers Lists.

In accordance with the amendment regulation, the decision on inclusion of any applicant is made on behalf of the Board [of NHS England] by the regional Medical Director System Improvement and Professional Standards (MD SIPS) or by a Performers List Decision Panel (PLDP) in those cases where consideration by a panel is required.

This process mirrors that already in place for EEA-qualified dentists and returners, and in addition to ensuring equitable treatment of all applicants, seeks to address perceived barriers to overseas dentists joining the NHS Primary Dental Care workforce.

This PLAN operationalises the requirements of SI 525. The Policy for Managing Applications to join the England Performers Lists will be formally revised shortly to reflect this amendment regulation along with further amendments to the Performers List Regulations which are expected to be laid before Parliament in July 2023.

**These information sheets are written on an ad hoc basis and cover issues of relevance to medical directors and their teams responsible for the management of the NHS England Performers Lists. Issued by Manda Copage, National Head of Professional Standards and Performers Lists**

**01 June 2023**