

Directive 2005/36/EC

Guidance on the Recognition of Professional Qualifications

Temporary and Occasional EHPs from the EU,
EEA and Switzerland

December 2011

Introduction

This document provides general guidance to Environmental Health Practitioners (EHPs) from EU Member states on Directive 2005/36/EC on the recognition of professional qualifications and the European Communities (Recognition of professional Qualifications) Regulations 2007. The Directive and Regulations relate to the provisions of services, both on a temporary or occasional basis and on a permanent basis. This guide specifically relates to temporary and occasional EHPs. EHPs wishing to work in the UK on a permanent basis should refer to the 'Permanent EHPs' guide.

The Directive applies to EHPs from 31 countries, including the 27 Member States of the European Union (Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Germany, Denmark, Estonia, Greece, Spain, Finland, France, Hungary, Ireland, Italy, Lithuania, Luxembourg, Latvia, Malta, Netherlands, Poland, Portugal, Romania, Sweden, Slovenia, Slovakia and the UK), the 3 countries of the European Economic Area (Iceland, Liechtenstein and Norway) and Switzerland.

The Directive enables qualified professionals to move between Member States to provide services on a temporary or occasional basis as long as they:

- are a national of a relevant European State or have similar acquired rights;
- are legally established to practise a relevant profession within a relevant European State other than the UK; and
- have moved to the UK to provide professional services on a 'temporary and occasional' basis, having regard to the duration, frequency, regularity and continuity of those services.

This means EHPs from the countries mentioned above are eligible to work as an EHP in the UK on a temporary or occasional basis as long as they are fully qualified to work as an EHP in their home Member State. EHPs wishing to work in the UK must make a declaration to Chartered Institute of Environmental Health (CIEH), which is the competent authority for EHPs in the UK. There is no fee associated with making the declaration and when it has been checked and accepted by the CIEH the EHP is exempt from the requirement to obtain the Certificate of Registration of the Environmental Health Registration Board, which is required by all EHPs qualified in the UK.

Legal Establishment

EHPs are legally established when they are fully qualified and meet all the conditions required to practise Environmental Health in one of the 27 Member States, or Norway, Iceland, Liechtenstein or Switzerland. Furthermore they have not been prohibited from practising Environmental Health for any reason.

In the UK the EHP profession is regulated by the CIEH (with a separate competent authority regulating the profession in Scotland). EHPs are also regulated in several other States; these currently include Spain, Portugal, Malta, Ireland and Greece. Contact details for the competent authorities of these States can be found on the following website:

http://ec.europa.eu/internal_market/qualifications/regprof/index.cfm?fuseaction=profession.regProfs&profId=6790.

When an EHP from a State where the profession is regulated makes a declaration to the CIEH, the competent authority of that State provides an attestation of the EHPs legal establishment to practice. When an EHP makes a declaration to the CIEH from a State where EHPs are not regulated, the EHP is required to provide proof that they have worked in the profession for at least two years in the past ten years.

Temporary or Occasional

The Directive or Regulations do not define ‘temporary or occasional’ and a judgement has to be made on each application. If the CIEH determine that an EHP is no longer working on a temporary or occasional basis the EHP must submit an application to become permanent or established. The application will be considered by the CIEH and if successful a Certificate of Registration will be awarded by the Environmental Health Registration Board. For more information about this process please refer to the ‘Permanent EHP’s Guide’.

Making the Declaration

To make a declaration to the CIEH the declaration form should be completed and returned with the accompanying documents to the Education Team at the CIEH. The declaration form can be downloaded from the following website: www.ehrb.co.uk, or obtained from the Education Team education@cieh.org, (+44) 207 928 6006.

The Education Team will aim to process your declaration within 4 weeks, providing all the accompanying documentation is present. When the declaration has been processed the CIEH will write to you confirming that the declaration has been accepted, or that it has not been accepted with a reason why.

Accompanying Documentation

The declaration must be accompanied by the documents listed below:

- Completed declaration form.
- Proof of nationality. (Such as a copy of an ID card or passport).
- Evidence of legal establishment in your Home State for the purpose of carrying out your job and for confirming that you are not currently prohibited from practicing, even temporarily. (Such as a certificate from the professional body for Environmental Health, a certificate from the competent authority in your home State, professional licence/ authorisation, excerpt from register. Please note this must state that you are not prohibited from practising Environmental Health, if it does not a separate letter is required from the competent authority or professional body confirming this).
- Your professional qualification documents. (Certified copies only)
- Where the profession is not regulated in your Home State, means of proof that you have worked as an EHP for at least two years during the last ten years. (Such as an employer reference, tax statement or pay slip).

Renewal of the Declaration

Temporary registration is provided for a period of one year and must be renewed on an annual basis if the EHP wishes to work on a temporary or occasional basis in the UK in the forthcoming year. Decisions on the renewal of temporary registration are made on a case-by-case basis, to ensure that services are being provided on a temporary and occasional basis consistent with the Directive and Regulations.

How to Complete the Declaration Form

Please complete your form in black/blue ink and BLOCK CAPITALS, or electronically.

Please return your form to: Education Team,
Chartered Institute of Environmental Health,
Chadwick Court
15 Hatfields,
London,
SE1 8DJ

Or: education@cieh.org

1. This Declaration concerns

Tick the top box if this is your first application to supply services in the UK.
Tick the bottom box if you are renewing your application.
(where you are renewing the declaration please remember to attach a copy of the previous declaration and first declaration made).

2. Identity of Applicant

- 2.1 Enter your full names.
2.2 Tick one or more boxes to show your nationality.

AT - Austria	ES – Spain	LV - Latvia
BE - Belgium	FI - Finland	MT - Malta
BG - Bulgaria	FR - France	NL - Netherlands
CH - Switzerland	HU - Hungary	NO - Norway
CY - Cyprus	IE - Ireland	PL - Poland
CZ - Czech Republic	IS - Iceland	PT - Portugal
DE - Germany	IT - Italy	RO - Romania
DK - Denmark	LI - Liechtenstein	SE - Sweden
EE - Estonia	LT - Lithuania	SI - Slovenia
EL - Greece	LU - Luxembourg	SK - Slovakia

- 2.3 Enter all passports or identity card numbers that you hold and the country of issue.
2.4 Tick male or female.

- 2.5 Enter the date you were born. Please use DD/MM/YYYY format.
- 2.6 Enter your town of birth and tick the country of birth using the codes above.
- 2.7 Enter your registered home address, telephone, fax number and email address as appropriate for your home country or a UK address if applicable.
- 2.8 Enter your address, telephone, fax number and email address as appropriate for this country (UK).

3. Profession Concerned

- 3.1 Enter the job title in your home country that is equivalent to the job you wish to do in the UK, as it is known in that country – in that countries' language.
- 3.2 Please enter the job you wish to do in this country (UK).

4. Legal Establishment in One or More Member States

- 4.1 Tick 'yes' or 'no' to show if you are legally authorised/ registered to carry out the job you entered in 3.1 and tick the box for the country where you are authorised.
- 4.2 Tick 'yes' if the job you entered in 3.1 is regulated, for example, you can only do the job if you have a professional qualification, or if you need to be registered, licensed or authorised.
If you ticked 'yes' go to question 4.4. If you ticked 'no' go to question 4.3.
- 4.3 Tick 'yes' if you have worked in the job in 3.1 for two years or more in the last ten years, or tick 'no' if you have not worked for two years or more.
- 4.4 Tick 'yes' if you belong to a professional association or body, or 'no' if you do not. If you ticked 'yes' enter details and any registration or membership numbers.
- 4.5 Tick 'yes' if you are subject to authorisation or supervision by an administrative body, tick 'no' if you are not. If you ticked 'yes' enter details and any registration or licence numbers.

5. Supporting Documents Annexed To This Declaration

- 5.1 Tick the relevant boxes to show what documents you are enclosing with your application.

6. Declaration

Please sign and date the declaration.

7. Renewal Information

- 7.1 Please list the dates where you have previously provided services in this country.
- 7.2 List any activities that you carried out.

8. Other Comments

Please use this space to add any other information you feel is relevant, particularly where the documents you are enclosing may not reflect your current details or situation.

9. Declaration

Please sign and date the declaration.