



British Association of Sport Rehabilitators (BASRaT)

Restoration to the register.

October 2023

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Introduction

Any individual who has been subject to a striking off order, and therefore erased from the register held by BASRaT cannot apply to be restored until a period of five years has lapsed since the date of the striking off order unless new evidence is presented. In the case of striking off as a result of a decision by a caution or convictions panel, the period will be until the caution/conviction becomes spent, or 5 years, whichever is the longer.

Any new evidence submitted during the five year period or reapplication to the register after the five year period will be considered by a Fitness to Practise panel.

Applications for restoration following administrative removal for cautions and convictions will not be accepted.

Applications for restoration following administrative removal for any other reason will be accepted at any point following the removal. In such cases, decisions will not be subject to the process herein and will be at the discretion of the BASRaT Registrar. All applicable sections of the restoration application form at the end of this document must be completed and returned.

How to apply?

Individuals wishing to be restored back onto the register should apply in writing using the BASRaT Restoration Application Form (please see the end of this document). Individuals should also attach any documentation that they wish to be considered, such as steps the individual has taken to keep their clinical knowledge and skills up to date.

Who will consider restoration applications?

Individuals who have completed the BASRaT Restoration Application Form and given sufficient evidence following the five year period will be considered by a Fitness to Practise panel. This panel will be constructed using the same criterion as the original Fitness to Practise panel. Members of the Investigating Committee and the original Fitness to Practise panel involved in the case will not be permitted to sit on the panel.

What factors do the panel consider?

The Fitness to Practise panel will consider a number of factors, including the following:

1. The circumstances that led to the striking off order.
2. The reasons given by the previous panel (or Committee) for the decision of the original striking off order.
3. Whether the individual evidences any insight into the matters that led to the striking off order.
4. What the individual has done since the striking off order.

5. The steps the individual has taken to keep their clinical knowledge and skills up to date.

New evidence is defined as any evidence that, for whatever reason, was not available to the original Fitness to Practise panel but which is “relevant to” the making of that striking off order.

When considering any new evidence submitted during the five year period the fitness to practise panel will consider:

1. Whether such evidence is relevant to the striking off order.
2. After review, whether to maintain the striking off order or not.

In making their decision, the panel will consider what is required in order to:

1. Mitigate any risks to the public.
2. Maintain public confidence in the profession and the regulatory process.

What happens next?

Once an individual has completed the BASRaT Restoration Application Form and given sufficient evidence the application will be considered. The individual will be notified of the date, time and venue of the hearing no less than 28 days before the hearing.

Individuals have a right to attend and be represented at the hearing but must notify the BASRaT Registrar whether they wish to attend the hearing no later than 14 days before the hearing.

If the individual wishes not to attend the hearing, written representation must be received by the BASRaT Registrar no later than 14 days before the hearing date.

If the BASRaT Registrar does not hear from the individual at the latest of 14 days before the Fitness to Practise panel will still proceed with the submitted evidence.

Where individuals have previously made an unsuccessful restoration application the Fitness to Practise panel have the right to indefinitely suspend the right to make further applications for restoration. The individual will receive all new evidence which has not previously been given to them.

Process for the restoration panel hearing.

Below is the standard approach taken at a restoration hearing. However, it is open to the panel to adjust this if they decide it is necessary. Adjustments will be addressed in preliminary matters.

The procedure for considering restoration applications by the panel is outlined below:

1. If the individual is present, they will be invited to confirm their name and previous BASRaT registration number. If the individual is not present, this will be done by the Chair of the panel.
2. The Chair will then outline the background and circumstances which led to the striking off order to the panel. The Chair may refer to relevant evidence, transcripts of previous hearings, any new evidence and call witnesses in relation to the case.
3. The individual, or their representative, will then have the opportunity to address the panel, produce new evidence and call witnesses in relation to the case and their suitability for restoration to the register.
4. Before reaching a decision regarding restoration to the BASRaT register, the panel may adjourn and give directions as it seems fit.
5. Following an adjournment and before reaching a decision regarding restoration to the BASRaT register, the Fitness to Practise panel may request any further information/evidence from the individual, or their representative.
6. Restoration cases are heard by the panel in private with any decision and reasons behind the decision confirmed in writing within 10 working days from the decision being made.
7. A full transcript of the hearing and decisions will be kept by BASRaT whilst an amended version will be made available to the public via the BASRaT website, The amended version will not disclose any personal information of any third parties involved with the case, such information will be anonymised. In addition, any information related to the health of the individual will not be disclosed in the document published on the website.
8. If the Fitness to Practise panel's decision is to uphold the individual's erasure from the BASRaT register, the panel may then consider whether or not to make the decision to suspend indefinitely the individual's right to make further applications for restoration to the BASRaT Register.
9. Any decision and reasons behind the decision made by the Fitness to Practise panel will be confirmed in writing within 10 working days from the decision being made. A full transcript of the hearing and decisions will be kept by BASRaT whilst an amended version will be made available to the public via the BASRaT website, The amended version will not disclose any personal information of any third parties involved with the case, such information will be anonymised. In addition, any information related to the health of the individual will not be disclosed in the document published on the website.

Registration Application.

If the panel decision is to allow the individual to re-register they will need to submit an application via the online application portal in the usual way. The individual must meet all of the criteria outlined for the renewal of registration in the terms and conditions for registration and membership.

Registration Exam.

The individual must successfully complete the BASRaT registration exam in order to to be eligible for registration.

Restoration Application Form

Personal Details

Full Name:	
Previous Registration Number:	
Phone number:	
Email:	
First line of postal address:	
Town:	
County:	
Postcode:	

Employment Details.

Please give details of any paid, or unpaid, employment you have completed since your name was erased from the register. This information should include company name, nature of work, dates of employment.

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Representative Details.

Do you wish to use a representative? Yes/No (delete as appropriate)

If yes, and you already have the details, please provide the information below.

Full Name:	
Phone number:	
Email:	
First line of postal address:	
Town:	
County:	
Postcode:	
Union, solicitor or counsel? Please specify.	

Referee Details.

You must obtain references from three referees. To apply for restoration to the register you must agree to allow us to send your nominated referees a copy of the charges you were required to answer at your original hearing, and the transcript of the hearing.

Your referees will be asked to confirm that they support your application for restoration to the register.

Referee one.

Full name:	
Email:	
Phone number:	
Are they a BASRaT member?	
Registration number, if applicable.	
What is your relationship to the referee?	

Referee two.

Full name:	
Email:	
Phone number:	
Are they a BASRaT member?	
Registration number, if applicable.	
What is your relationship to the referee?	

Referee three.

Full name:	
Email:	
Phone number:	
Are they a BASRaT member?	
Registration number, if applicable.	
What is your relationship to the referee?	

Reasons for applying for restoration.

Please clearly outline why you are applying for restoration to the register?

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Declaration of Health and Good Character.

Please also complete a Declaration of Health and Good Character and return it along with this form. Access [here](#).

Submission

The information I have provided is true to the best of my knowledge and belief. I understand that if any information submitted proves to be false, the BASRaT Fitness to Practise panel will take it into consideration when considering my application for restoration.

Signature:

Print name:

Date:

The form can be posted to the BASRaT Registrar:

FAO BASRaT Registrar
PO Box 627
Manchester
M14 0PN

Or submitted via email to registrar@basrat.org

Please contact BASRaT if you require any support to put your application in writing. BASRaT will not ignore an application because it is not in writing and will support those who may be unable to put an application in writing.

Version Control

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v.01		April 2016	As required
v.02	Oliver Coburn	October 2023	As required