Part IV

Restrictions on testing of sight, fitting of contact lenses, sale and supply of optical appliances and use of titles and descriptions

24 Testing of sight.

(1) Subject to the following provisions of this section, a person who is not a registered medical practitioner or registered ophthalmic optician shall not test the sight of another person.

(2) Subsection (1) above shall not apply to the testing of sight by a person recognised by a medical authority as a medical student, if carried out as part of a course of instruction approved by that authority for medical students or as part of an examination so approved.

(3) The Council may by rules exempt from subsection (1) above the testing of sight by persons training as ophthalmic opticians, or any prescribed class of such persons, in such cases and subject to compliance with such conditions as may be prescribed by the rules.

(4) Any person who contravenes subsection (1) above shall be liable on summary conviction to a fine of an amount not exceeding level 4 on the standard scale.
Changes to legislation:
There are outstanding changes not yet made by the legislation.gov.uk editorial team to Opticians Act 1989. Any changes that have already been made by the team appear in the content and are referenced with annotations.

Changes and effects yet to be applied to:
- s. 24(1) word substituted by S.I. 2005/848 Sch. 1 Pt. 1 para. 2(a)
- s. 24(3) word substituted by S.I. 2005/848 Sch. 1 Pt. 1 para. 2(b)
- s. 24(4) words substituted by S.I. 2005/848 art. 21(1)(2)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:
- Blanket Amendment words substituted by 2005 c. 4 Sch. 11 para. 2
- Blanket Amendment words substituted by 2005 c. 4 Sch. 11 para. 5

Whole provisions yet to be inserted into this Act (including any effects on those provisions):
- Pt. 2A inserted by S.I. 2005/848 art. 16
- Pt. 3A inserted by S.I. 2005/848 art. 17(2)
- s. 3-5C substituted for s. 3-5 by S.I. 2005/848 art. 4(2)
- s. 5A(1) words substituted by 2008 c. 14 Sch. 7 para. 27
- s. 5C repealed by 2008 c. 14 Sch. 7 para. 28 Sch. 15 Pt. 2
- s. 5D inserted by S.I. 2005/848 art. 5
- s. 5D(1) words repealed by 2008 c. 14 Sch. 7 para. 29 Sch. 15 Pt. 2
- s. 6A inserted by S.I. 2005/848 art. 6(2)
- s. 8A inserted by S.I. 2005/848 art. 9
- s. 8B-8D inserted by S.I. 2007/3101 reg. 180
- s. 10A inserted by S.I. 2005/848 art. 12
- s. 10A substituted by S.I. 2014/1887 Sch. 1 para. 7
- s. 10A(6A) inserted by S.I. 2007/3101 reg. 182
- s. 11A 11B inserted by S.I. 2005/848 art. 14
- s. 11B(1A)-(1C) inserted by S.I. 2007/3101 reg. 184
- s. 13D words substituted by 2009 c. 26 s. 81(2) s. 81(3)(d)
- s. 13D(2)(f) text amended by S.I. 2008/1774 Sch. 2 para. 2
- s. 13D(2)(g) words inserted by 2008 c. 14 Sch. 7 para. 31(2)
- s. 13D(2)(h)(i) inserted by S.I. 2008/1774 Sch. 2 para. 2
- s. 13D(3)(g) words inserted by 2008 c. 14 Sch. 7 para. 31(3)
- s. 13D(5) word substituted by 2008 c. 14 Sch. 7 para. 31(4)
- s. 13D(6) word substituted by 2008 c. 14 Sch. 7 para. 31(5)
- s. 13D(7) word substituted by 2008 c. 14 Sch. 7 para. 31(6)
- s. 13D(8) word substituted by 2008 c. 14 Sch. 7 para. 31(6)
- s. 13D(9) word substituted by 2008 c. 14 Sch. 7 para. 31(7)(a)
- s. 13D(9)(b) words substituted by 2008 c. 14 Sch. 7 para. 31(7)(b)
- s. 13F heading word substituted by 2008 c. 14 Sch. 7 para. 32(2)
- s. 13F(1) word substituted by 2008 c. 14 Sch. 7 para. 32(3)
- s. 13F(2) words substituted by 2008 c. 14 Sch. 7 para. 32(4)(a)
- s. 13F(2) words substituted by 2008 c. 14 Sch. 7 para. 32(4)(b)
- s. 13F(3)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(5)(a)
- s. 13F(3)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(5)(b)
- s. 13F(4) words substituted by 2008 c. 14 Sch. 7 para. 32(6)(a)
- s. 13F(4) words substituted by 2008 c. 14 Sch. 7 para. 32(6)(b)
- s. 13F(4)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(6)(c)(i)
- s. 13F(4)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(6)(c)(ii)
- s. 13F(5) words substituted by 2008 c. 14 Sch. 7 para. 32(7)(a)
- s. 13F(5) words substituted by 2008 c. 14 Sch. 7 para. 32(7)(b)
- s. 13F(6) words substituted by 2008 c. 14 Sch. 7 para. 32(8)
- s. 13F(7) words substituted by 2008 c. 14 Sch. 7 para. 32(9)(a)
- s. 13F(7) words substituted by 2008 c. 14 Sch. 7 para. 32(9)(c)
- s. 13F(7)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(9)(b)(i)
- s. 13F(7)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(9)(b)(ii)
- s. 13F(8) words substituted by 2008 c. 14 Sch. 7 para. 32(10)(b)
- s. 13F(8)(a) words substituted by 2008 c. 14 Sch. 7 para. 32(10)(a)
- s. 13F(10) words substituted by 2008 c. 14 Sch. 7 para. 32(11)(a)
- s. 13F(10) words substituted by 2008 c. 14 Sch. 7 para. 32(11)(b)
- s. 13F(10)(a) words substituted by 2008 c. 14 Sch. 7 para. 32(11)(c)
- s. 13F(11) word substituted by 2008 c. 14 Sch. 7 para. 32(12)(a)
- s. 13F(11)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(12)(b)(i)
- s. 13F(11)(c) words substituted by 2008 c. 14 Sch. 7 para. 32(12)(b)(ii)
- s. 13F(13) words substituted by 2008 c. 14 Sch. 7 para. 32(13)(a)
- s. 13F(13) words substituted by 2008 c. 14 Sch. 7 para. 32(13)(b)
- s. 13G(1) word substituted by 2008 c. 14 Sch. 7 para. 33(2)(a)
- s. 13G(7)(a) word substituted by 2008 c. 14 Sch. 7 para. 33(2)(b)
- s. 13G(7)(b) word substituted by 2008 c. 14 Sch. 7 para. 33(2)(c)
- s. 13G(6) word substituted by 2008 c. 14 Sch. 7 para. 33(3)
- s. 13H words substituted by 2008 c. 14 Sch. 7 para. 34(a)
- s. 13H words substituted by 2008 c. 14 Sch. 7 para. 34(b)
- s. 13I(1) word substituted by 2008 c. 14 Sch. 7 para. 35(2)
- s. 13I(2) word substituted by 2008 c. 14 Sch. 7 para. 35(2)
- s. 13I(4) words substituted by 2008 c. 14 Sch. 7 para. 35(3)
- s. 13I(1) word substituted by 2008 c. 14 Sch. 7 para. 36(2)(a)
- s. 13I(1) words substituted by 2008 c. 14 Sch. 7 para. 36(2)(b)
- s. 13I(2) words substituted by 2008 c. 14 Sch. 7 para. 36(3)
- s. 13K(2) word substituted by 2008 c. 14 Sch. 7 para. 37(2)
- s. 13K(3) word substituted by 2008 c. 14 Sch. 7 para. 37(2)
- s. 13K(6) words inserted by 2008 c. 14 Sch. 7 para. 37(3)(c)
- s. 13K(6) words substituted by 2008 c. 14 Sch. 7 para. 37(3)(a)
- s. 13K(6) words substituted by 2008 c. 14 Sch. 7 para. 37(3)(b)
- s. 13K(7) word substituted by 2008 c. 14 Sch. 7 para. 37(4)(a)
- s. 13K(7) word substituted by 2008 c. 14 Sch. 7 para. 37(4)(d)
- s. 13K(7) words substituted by 2008 c. 14 Sch. 7 para. 37(4)(b)
- s. 13K(7) words substituted by 2008 c. 14 Sch. 7 para. 37(4)(c)
- s. 13K(8) word substituted by 2008 c. 14 Sch. 7 para. 37(5)
- s. 13K(9) words substituted by 2008 c. 14 Sch. 7 para. 37(6)
- s. 13K(10) word substituted by 2008 c. 14 Sch. 7 para. 37(7)
- s. 13L(1) words substituted by 2008 c. 14 Sch. 7 para. 38(2)(a)
- s. 13L(1) words substituted by 2008 c. 14 Sch. 7 para. 38(2)(b)
- s. 13L(2)(b) words substituted by 2008 c. 14 Sch. 7 para. 38(3)
- s. 13L(3) words substituted by 2008 c. 14 Sch. 7 para. 38(4)(a)
- s. 13L(3) words substituted by 2008 c. 14 Sch. 7 para. 38(4)(b)
- s. 13L(4) word substituted by 2008 c. 14 Sch. 7 para. 38(5)
- s. 13L(6) word substituted by 2008 c. 14 Sch. 7 para. 38(5)
- s. 13L(9) word substituted by 2008 c. 14 Sch. 7 para. 38(6)
- s. 13L(11) word substituted by 2008 c. 14 Sch. 7 para. 38(7)(a)
- s. 13L(11) words repealed by 2008 c. 14 Sch. 7 para. 38(7)(c) Sch. 15 Pt. 2
- s. 13L(11) words substituted by 2008 c. 14 Sch. 7 para. 38(7)(b)
- s. 13AA inserted by 2008 c. 14 Sch. 7 para. 30
- s. 23A applied by S.I. 2005/1475 Sch. rule 65(1)
- s. 23A applied by S.I. 2005/1477 art. 45
- s. 23B heading words repealed by 2008 c. 14 Sch. 7 para. 40(2) Sch. 15 Pt. 2
- s. 23B(1)(a) and word repealed by 2008 c. 14 Sch. 7 para. 40(3) Sch. 15 Pt. 2
- s. 23C(1)(a)(i) and word repealed by 2008 c. 14 Sch. 7 para. 41(2) Sch. 15 Pt. 2
- s. 23C(2)(c) repealed by 2008 c. 14 Sch. 7 para. 41(3) Sch. 15 Pt. 2
- s. 23C(2)(f) repealed by 2008 c. 14 Sch. 7 para. 41(3) Sch. 15 Pt. 2
- s. 23D(2)(a) and word repealed by 2008 c. 14 Sch. 7 para. 43 Sch. 15 Pt. 2
- s. 23E(3) words repealed by 2008 c. 14 Sch. 7 para. 44 Sch. 15 Pt. 2
– s. 23E(4) words repealed by 2008 c. 14 Sch. 7 para. 44 Sch. 15 Pt. 2
– s. 23G heading word substituted by 2008 c. 14 Sch. 7 para. 45(2)
– s. 23G(1)(a) word substituted by 2008 c. 14 Sch. 7 para. 45(3)(a)
– s. 23G(1)(b) word substituted by 2008 c. 14 Sch. 7 para. 45(3)(a)
– s. 23G(1)(d) word substituted by 2008 c. 14 Sch. 7 para. 45(3)(b)
– s. 23G(6) word substituted by 2008 c. 14 Sch. 7 para. 45(4)(a)
– s. 23G(6)(b) words substituted by 2008 c. 14 Sch. 7 para. 45(4)(b)
– s. 23G(6)(c) word substituted by 2008 c. 14 Sch. 7 para. 45(4)(c)
– s. 23G(6)(d) word substituted by 2008 c. 14 Sch. 7 para. 45(4)(d)
– s. 23I inserted by 2008 c. 14 Sch. 7 para. 46
– s. 23AA inserted by 2008 c. 14 Sch. 7 para. 39
– s. 23CA inserted by 2008 c. 14 Sch. 7 para. 42
– s. 30A inserted by S.I. 2005/848 art. 21(3)
– s. 31A inserted by S.I. 2005/848 art. 22
– s. 32A inserted by S.I. 2008/1774 Sch. 2 para. 3
– Sch. 1A inserted by S.I. 2005/848 art. 27
– Sch. 1A para. 2(1)(aa) inserted by S.I. 2007/3101 reg. 188(a)
– Sch. 1A para. 2(1)(ca) inserted by S.I. 2007/3101 reg. 188(b)

Commencement Orders yet to be applied to the Opticians Act 1989
Commencement Orders bringing legislation that affects this Act into force:
– S.I. 2003/833 art. 2 3 commences (2002 c. 17)
– S.I. 2004/2626 art. 2 commences (2003 c. 43)
– S.I. 2005/3175 art. 2 3 Sch. 1 2 commences (2004 c. 33)
– S.I. 2006/2603 art. 2-5 commences (2006 c. 28)
– S.I. 2008/3150 art. 2 commences (S.I. 2008/1774)
– S.I. 2009/1604 art. 2 commences (2005 c. 4)