

NURSES REGISTRATION

No. 20 of 1967

An Ordinance to amend the *Nurses Registration Ordinance 1933-1966*.

1.—(1.) This Ordinance may be cited as the *Nurses Registration Ordinance 1967*.*

Short title
and citation.

(2.) The *Nurses Registration Ordinance 1933-1966*† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Nurses Registration Ordinance 1933-1967*.

2. Section 4 of the Principal Ordinance is repealed and the following section inserted in its stead:—

“4.—(1.) In this Ordinance, unless the contrary intention appears—

Interpretation.

- ‘member’ means a member of the Board;
- ‘registered nurse’ means a person registered under this Ordinance;
- ‘the Board’ means the Nurses Registration Board established under this Ordinance;
- ‘the Chairman’ means the Chairman of the Board;
- ‘the Court of Petty Sessions’ means the Court of Petty Sessions established under the *Court of Petty Sessions Ordinance 1930-1967*;
- ‘the Director’ means the person for the time being occupying, or performing the duties of, the office of Commonwealth Director of Health for the Territory;
- ‘the matron’, in relation to a hospital, includes, in the absence from duty of the matron of the hospital, the deputy of the matron of the hospital;
- ‘the Minister’ means the Minister of State for Health;
- ‘the Register’ means “The Register of Nurses” kept in pursuance of section twenty of this Ordinance;
- ‘the Roll’ means the Roll of Nursing Aids kept in pursuance of section twenty-eight A of this Ordinance.

“(2.) Words importing the female gender include the male except in respect of midwifery and infants’ nurses.”

* Made on 26 May 1967; notified in the *Commonwealth Gazette* and commenced on 8 June 1967.
† Ordinance No. 1, 1933, as amended by No. 13, 1933; No. 5, 1936; No. 27, 1937; No. 17, 1941; No. 2, 1949; No. 1, 1957; Nos. 6 and 21, 1959; No. 8, 1960; and No. 19, 1966.

Members of
the Board.

3. Section 6 of the Principal Ordinance is amended—

(a) by omitting from sub-section (1.) the words “Director-General of Health” and inserting in their stead the word “Director”; and

(b) by omitting sub-sections (3.), (4.), (5.), (6.) and (7.) and inserting in their stead the following sub-sections:—

“ (3.) The Director shall be the Chairman of the Board.

“ (4.) A quorum of the Board consists of the Chairman and such number of other members as, together with the member presiding at the meeting of the Board, constitutes a majority of the members.”.

Power to send
for witnesses
and documents.

4. Section 11 of the Principal Ordinance is amended by adding at the end thereof the following sub-sections:—

“ (3.) A person who attends for the purpose of giving evidence before the Board is entitled to receive such fees and allowances (if any) as the Chairman thinks fit to allow in accordance with the scale of fees and allowances prescribed from time to time, for the purposes of section twenty-seven of the *Public Works Committee Act 1913-1966*, by the Public Works Committee Regulations.

“ (4.) Fees and allowances payable to a person in accordance with the last preceding sub-section are payable—

(a) if the person attended before the Board, whether on summons or not, by reason of a request by a person other than an officer of the Department of Health—by the person at whose request the first-mentioned person attended; or

(b) in any other case—by the Commonwealth.”.

5. Section 27 of the Principal Ordinance is repealed and the following section inserted in its stead:—

“ 27. A registered nurse who changes her professional address shall forthwith give notice of the changed address by post to the Chairman.”.

Changes of
address to be
notified.

6. Section 29 of the Principal Ordinance is amended by omitting from sub-section (5.) the word “Director-General” and inserting in its stead the word “Director”.

Suspension of
nurse from
practice.

7. Section 38 of the Principal Ordinance is repealed and the following section inserted in its stead:—

“ 38. A person other than a registered nurse shall not sue or counterclaim for, set off or recover any fee or remuneration for any nursing service, attendance, operation or advice.”.

Recovery of
fees.

8. Section 39 of the Principal Ordinance is amended by omitting the words "An unregistered person" and inserting in their stead the words "A person other than a registered nurse".

Appointments not to be held by persons other than registered nurses.

9. Section 40 of the Principal Ordinance is amended by omitting the words "An unregistered person" and inserting in their stead the words "A person other than a registered nurse".

Signing of certificates.

10. Section 42 of the Principal Ordinance is amended by omitting the words "an unregistered person" and inserting in their stead the words "a person other than a registered nurse".

Substitutes for registered nurses.

11. Section 44 of the Principal Ordinance is amended—

Power of Minister to determine charges.

(a) by omitting from sub-section (2.) the words "The amount specified in any such order shall be a debt due to the Crown and may be sued for and recovered by action instituted by any officer authorized in writing by the Director-General in any Court of Petty Sessions as a civil debt recoverable summarily.";

(b) by inserting after sub-section (2.) the following sub-section:—

"(2A.) Where a person is, by virtue of such an order, liable to pay a pecuniary penalty, the amount of that penalty is a debt due to the Commonwealth and payable to the Director and may be sued for and recovered as a civil debt recoverable summarily by action instituted in the Court of Petty Sessions by an officer authorized in writing by the Director."; and

(c) by adding at the end thereof the following sub-sections:—

"(4.) A person (not being a party) who attends before the Minister for the purpose of giving evidence is entitled to receive such fees and allowances (if any) as the Minister thinks fit to allow in accordance with the scale of fees and allowances prescribed from time to time, for the purposes of section twenty-seven of the *Public Works Committee Act 1913-1966*, by the Public Works Committee Regulations.

"(5.) Fees and allowances payable to a person in accordance with the last preceding sub-section are payable by the Commonwealth.

"(6.) In this section, 'party' means the person by whom, or against whom, the charge the subject of the inquiry has been made."

Regulations.

12. Section 48 of the Principal Ordinance is amended—

(a) by inserting in paragraph (c), after the word “nurses”, the words “or nursing aids”;

(b) by inserting in paragraph (d), after the word “nurses”, the words “or nursing aids”;

(c) by omitting paragraph (f) and inserting in its stead the following paragraph:—

“ (f) the manner of keeping the Register and the Roll and the particulars to be entered in the Register and the Roll;”;

(d) by inserting after paragraph (h) the following paragraph:—

“ (ha) the control of the conduct of enrolled nursing aids in the course of their employment;”; and

(e) by omitting paragraph (i) and inserting in its stead the following paragraph:—

“ (i) the precautions against infection to be taken by nurses and nursing aids in their practice or employment;”.