

No. R. 416

18 April 2008

HEALTH PROFESSIONS ACT, 1974 (ACT NO. 56 OF 1974)**REGULATIONS RELATING TO THE CONSTITUTION OF THE MEDICAL AND DENTAL PROFESSIONS BOARD**

The Minister of Health intends, in terms of section 15 of the Health Professions Act, 1974 (Act No. 56 of 1974) as amended by Act No. 29 of 2007, and on the recommendation of the Health Professions Council of South Africa, to make the regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations in writing on the proposed regulations to the Director-General: Health, Private Bag X828, Pretoria, 0001 (for the attention of the Director: Human Resource Stakeholder Relations and Management) within three months from date of publication of this notice.

SCHEDULE**Definitions**

1. In these regulations **"the Act"** means the Health Professions Act, 1974 (Act No. 56 of 1974) as amended by Act No. 29 of 2007, and any expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context indicates otherwise -

"board" means the Medical and Dental Professions Board established in terms of section 15 of the Act;

"designated groups" means black people, women and persons with disabilities who, for the purposes of these regulations, shall be protected and advanced in the following order of the levels of disadvantage of the past, which must be taken into consideration in the appointment process:

- (a) women;
- (b) men of African, Asian or coloured descent; and
- (c) disabled persons, irrespective of descent; and

"section" means a section of the Act.

Constitution of the board

2. The board shall consist of the following 45 members who permanently reside in South Africa:

- (a) twenty-five medical practitioners, of whom at least seventy-five percent shall be from designated groups with at least forty percent women and at least nine provincial representatives, who shall be appointed by the Minister on the basis of nominations by persons with registered postal addresses in the Republic and whose names appear in the register of medical practitioners;

- (b) five dentists, of whom at least seventy five percent shall be from designated groups with at least forty percent women and not more than one may reside in the same province, who shall be appointed by the Minister on the basis of nominations by persons with registered postal addresses in the Republic and whose names appear in the register of dentists;
- (c) one person whose name appears on either the register of anaesthetist's assistants, biomedical engineers, clinical biochemists, genetic counselors, clinical associates, medical physicists, medical biological scientists, or supplementary medical scientists, who shall be appointed by the Minister on the basis of nominations by persons with registered postal addresses in the Republic and whose names appear in the same register as the person nominated;
- (d) three medical practitioners who shall be appointed by the South African Universities Vice-Chancellors Association to represent universities with faculties or schools of medicine;
- (e) one person representing colleges of medicine, who shall be appointed by the Forum of South African Colleges of Medicine
- (f) one dentist representing the universities with faculties or schools of dentistry, who shall be appointed by the South African Universities Vice-Chancellors Association to represent universities with faculties or schools of dentistry;
- (g) one person representing the department of health, who shall be appointed by the Minister; and
- (h) eight community representatives, who shall be appointed by the Minister, of whom at least two shall be persons versed in law.

Repeal

3. The Regulations relating to the Constitution of a Medical and Dental Professional Board published under Government Notice No. R. 1061 of 28 July 2003 are hereby repealed.



MINISTER OF HEALTH

DATE 8-4-2008