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AIDS HELPLINE: 0800-0123-22 Prevention is the cure

GOVERNMENT NOTICE

DEPARTMENT OF HEALTH

No. R. 6

2 January 2004

HEALTH PROFESSIONS COUNCIL OF SOUTH AFRICA

REGULATIONS RELATING TO THE REGISTRATION OF MEDICAL PRACTITIONERS AND DENTISTS RESTRICTED TO NON-CLINICAL PRACTICE, 2003

The Minister of Health intends, in terms of section 61 of the Health Professions Act, 1974 (Act No. 56 of 1974), and in consultation with 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 on the proposed regulations to the Director-General: Health, Private Bag x828, Pretoria, 0001 (for the attention of the Director: Human Resource Development), within one month of the date of publication of this notice.

SCHEDULE

Definitions

1. In these regulations any expression to which a meaning has been assigned in the Act, shall bear such meaning, and, unless inconsistent with the context -

"board" means the Medical and Dental Professional Board established in terms of section 15(1) of the Act;

"ill-health" means a physical or mental condition falling within the international classification of disorders which has a direct or an indirect impact on the physical or psychological functioning or both the physical and psychological functioning of a practitioner;

"non-clinical practice" means a practice that does not involve the management of individuals or groups by:

- (a) taking a medical history;
- (b) performing an examination;
- (c) ordering or performing tests or special investigations;
- (d) making a diagnosis; and
- (e) administering or prescribing medical or dental treatment;

"section" means a section of the Act; and

"the Act" means the Health Professions Act, 1974 (Act No. 56 of 1974).

Establishment of a registration category for non-clinical practice

Registration in the category non-clinic practice

- (a) applied to be registered in that category;
- (b) submits an affidavit that he or she is not practising as a medical practitioner or dentist;
- (c) failed to comply with the requirements prescribed under section 26 of the Act;
- (d) is restricted in terms of the regulations made under section 51 of the Act by the health committee of the board to non-clinical practice due to the nature and severity of his or her impairment;
- (e) is unable to practise his or her profession due to ill-health.

(a) non-clinical aspects of health care services; and
(b) advising on health care matters.

5. A medical practitioner or dentist registered in the category non-clinical practice shall be liable for payment of the annual fee prescribed by the board: Provided that different fees may be determined by the board for the categories of persons specified in regulation 3.

6. A medical practitioner or dentist registered in the category non-clinical practice may apply to the board to have his or her name restored to a register for which he or she qualifies, subject to compliance with the requirements and conditions which may be specified by the board for such restoration.

7. A practitioner registered in the category non-clinical practice, may be exempted by the board from complying with the requirements of continuing professional development.

M. R. Ababneh
MINISTER OF HEALTH