
GOVERNMENT NOTICE

DEPARTMENT OF HEALTH

No. R. 1017

6 December 2011

DENTAL TECHNICIANS ACT, (ACT NO.19 OF 1979)

DRAFT REGULATIONS RELATING TO THE RESTRICTED REGISTRATION OF INFORMALLY TRAINED PERSONS AS DENTAL TECHNICIANS

The Minister of Health intends, in terms of section 50(1)(gA) read with section 23A of the Dental Technicians Act, 1979 (Act No 19 of 1979), and on the recommendation of the South African Dental Technicians Council to make regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations in writing on the proposed amendments to the Director-General: Health, Private Bag X 828, Pretoria, 0001 (for the attention of the Director-General: Health, Private Bag X828, Pretoria, 0001 (for attention of the Director: Public Entities and Management), within three months from date of publication of this Notice.

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context otherwise indicates –

"Council" means the South African Dental Technicians Council referred to in section 2 of the Act;

"employer" means the owner of a laboratory who employs an informally trained person;

"informally trained person" means a person who has been employed in a dental laboratory for a period of not less than five (5) consecutive years, prior to the date of publication of these regulations, under the supervision of a dentist or dental technician, who trained such informally trained person in some activities of a dental technician;

"jurisprudence examination" means an informally trained person doing an oral or written examination in Jurisprudence;

"laboratory" means a dental laboratory registered in terms of section 30 of the Act;

"practical examination" means an examination in the practical skills of dental technology;

"restricted registration" means registration by the Council of an informally trained person, (in terms of section 23A of the Act) [who has passed examination in the practical skills of dental technology and jurisprudence, which enables such a person to only work as a dental technician employee in the laboratory]; and

"the Act" means the Dental Technicians Act, 1979 (Act 19 of 1979) as amended.

Procedure for application

1. An informally trained person who is a South African citizen or holder of a permanent resident permit may apply, in the manner prescribed in these regulations and the Act, and in the form of Annexure "A" to these regulations, accompanied by a registration fee of R75.00 to the Council for registration to enrol, at the time determined in terms of regulation 9 of these regulations, in a practical examination of an approved institution appointed by the Council for this purposes.
2. An informally trained person shall, in support of his or her application in terms of regulation 2, submit a written application in terms of Section 23A (1) of the Act and the following information to the Council—
 - 2.1 An affidavit by such informally trained person stating that he/she has for a period of not less than five (5) consecutive years been employed in a dental laboratory and been trained under the supervision of a dentist or dental technician in some activities of a dental technician;
 - 2.2 An affidavit from such informally trained person's employer confirming that the informally trained person has for a period of not less than five (5) consecutive years, prior to the date of publication of these regulations, been trained under his or her supervision or that of another dentist or dental technician, in the activities of a dental technician; and
 - 2.3 A detailed written description by the dentist or dental technician under whose supervision an informally trained person was trained, of the skills such informally trained person acquired during the course of his or her five (5) years consecutive training period.
3. The Council may, after receiving the application referred to in Regulation 2 request from the informally trained person concerned, or any other person such information it deems necessary to enable it to consider the application.

4. The Council shall appoint a Selection Committee to consider every application referred to in Regulation 2.
5. The Selection Committee shall consist of —
 - 5.1 the Registrar of the Council;
 - 5.2 Three (3) registered dental technicians, one from an approved training institution, one who practices the profession of dental technician contractor and one who practices the profession of a dental technician as an employee; and
 - 5.3 a dentist who is a Council member.
6. The Selection Committee shall—
 - 6.1 examine the application submitted in terms of Regulation 2;
 - 6.2 conduct a personal interview with each informally trained person concerned and any other person who can substantiate the averments contained in his or her application; and
 - 6.3 submit its recommendation to the Council as to which informally trained person should undergo the practical and jurisprudence examination.
7. The Council shall after making a decision—
 - (a) taking the recommendation of the selection committee into consideration; and
 - (b) informing each informally trained person concerned in writing whether his or her application was successful to undergo the practical and jurisprudence examination.

Practical and Jurisprudence examination

8. Should the informally trained person be admitted to the practical and jurisprudence examination, the informally trained person shall at a time determined by the Council, enrol in a practical and jurisprudence examination at an approved institution referred to in Regulation 2.
9. An informally trained person shall be examined—
 - 9.1 on practical skills of dental technology ; and
 - 9.2 once the practical examination contemplated in sub-regulation 9.1 has been successfully completed, on theoretical knowledge of jurisprudence.

10. An informally trained person shall be afforded a supplementary examination within two months from the date in which he/she failed the practical or the theoretical examinations referred to in Regulation 9.
11. An informally trained person shall be permitted only once to undergo a practical or the theoretical examination referred to in Regulation 9 and a supplementary examination referred to in Regulation 10.
12. On successful completion of the practical and theoretical examination in Regulations 10 or 11, an informally trained person shall not be entitled to make claims that he/she has obtained an academic qualification required for registration as a dental technician.
13. In addition to the above practical and theoretical examination, an informally trained person may be required to attend a bridging course, which curriculum shall be determined by the selection committee as part of its recommendation to the Council.

Restricted registration as a dental technician

14. An informally trained person who passes both examinations referred to in Regulation 9, shall be entitled to apply in writing within ninety (90) days after passing the last of the examinations referred to in regulation 9, to the Council for restricted registration as a dental technician.
15. An informally trained person's application referred to in Regulation 14 shall be in the manner prescribed in the Act and in the form of Annexure B to these Regulations, accompanied by a registration fee of R65.00.
16. A dental technician with restricted registration shall not be regarded as a dental technician contractor and may not be an owner of a laboratory.

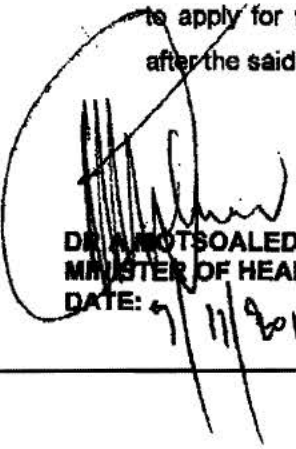
Moratorium

17. No person shall be prosecuted or disciplined based on information provided to the Council in terms of these Regulations to the effect that he/she—
 - 17.1 perform the work as a dental technician whilst unregistered;
 - 17.2 provided training to an unregistered person to enable such person to attain the skills of a dental technician; or
 - 17.3 employed a person described in sub-regulation 3.

18. The moratorium shall only apply to applications received by the Council within ninety (90) days from the date of publication in the *Gazette* of these Regulations.

General

19. No application for restricted registration as a dental technician will be considered after the period of 90 days from the date of publication in the *Gazette* of these Regulations has expired, and as such no informally trained person or any other person shall have the right to apply for restricted registration as a dental technician in terms of these regulations after the said expiry date.



DR. MOTSOLEDI
MINISTER OF HEALTH
DATE: 7/11/2011