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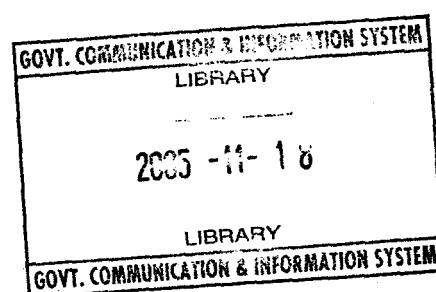
**PORTFOLIO COMMITTEE AMENDMENTS  
TO  
NURSING BILL**

[B26—2005]

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*(As agreed to by the Portfolio Committee on Health)  
(National Assembly)*

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[B 26A—2005 (Reprint)]

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## AMENDMENTS AGREED TO

### NURSING BILL [B 26—2005]

#### CLAUSE 1

1. On page **4**, in line 5 and line 6, to omit the definition of “accredited nursing education institution”.
2. On page 4, in line 7, to omit the definition of “accoucheur”.
3. On page 4, in line 8, to omit “registered as such in terms of section 31” and to substitute “who prior to the commencement of this Act was enrolled or eligible to be enrolled with the Council as such;”.
4. On page **4**, in line 33, to omit “female”.
5. On page 4, in line 35, to omit “patient” and to substitute “health care user”.
6. On page **4**, from line 46, *to* omit the definition of “nursing agency”.
7. On page 5, in line **9** and line **10**, to omit “improper, disgraceful, dishonourable or unworthy conduct or” and to substitute “a”.

#### CLAUSE 3

1. On page 5, in line 24, to omit “and”.
2. On page 5, in line 25, after “improve” to omit “and” and to substitute “,”.
3. On page 5, in line 25, after “control” to insert “conditions,”.

#### CLAUSE 4

1. On page 6, in line 9, to omit “at” and to substitute “as”, and to omit “places”.
2. On page 6, in line 63, to omit “accredited”.

#### CLAUSE 5

1. On page 7, in line 11, to omit “12” and to substitute “14”.
2. On page 7, in line 12, after “31(1)(a)” to insert “and (b)”.
3. On page 7, in line 22, to omit “five” and to substitute “three”.

#### CLAUSE 6

1. On page 7, in line 58, to omit the second “is not”.

### 3

2. On page 8, from line 1, to omit paragraph *(d)* and to substitute:

*(d)* he or she becomes mentally ill to such a degree that it is necessary that he or she be detained, supervised or controlled;
3. On page 8, in line 11, to omit “cumulatively”.
4. On page 8, in line 12, after “10” to insert “consecutive”.
5. On page 8, in line 13, to omit “was removed from being an officer-bearer in the Council or” and to substitute “has had”.
6. On page 8, in line 14, to omit “was”.
7. On page 8, in line 19, to omit “an” and to substitute “a provincial or national”.

### CLAUSE 10

1. On page 8, from line 52, to omit paragraph *(a)* and to substitute:

The Minister, after consultation with the Council, must appoint one of the members of the Council appointed in terms of section 5(1)(a) as chairperson of the Council.
2. On page 9, from line 1, to insert paragraph *(b)*:

At the first meeting of the Council the members must elect a vice-chairperson from the categories mentioned in section 31(1)(a) and *(b)*.
3. On page 9, in line 1, after “chairperson” to insert “or vice-chairperson”.

### CLAUSE 12

1. On page 9, in line 52, to omit “three” and to substitute “a third of the”.

### CLAUSE 14

1. On page 10, in line 27, to omit “5(1)(b)(ii)” and to substitute “5(1)(b)(iii)”.
2. On page 10, in line 34, to omit “18” and to substitute “20”.

### CLAUSE 15

1. On page 10, in line 44, to omit “disciplinary committees”.

### CLAUSE 16

1. On page 11, in line 21, after (2) to insert *(a)*.

2. On page 11, after line 26, to add the following paragraphs:
  - (b) Any other remuneration not referred to in paragraph (a) must be paid by the Council.
  - (c) Any member who is subject to the laws governing public service must be entitled to special leave to attend to the functions of the Council.

CLAUSE 24

1. On page 14, in line 41, *to* omit “Draft” and to substitute “draft”.

CLAUSE 31

1. On page 17, in line 22, to omit “or accoucheur”.
2. On page 17, in line **26**, after “the Minister” to insert “after consultation with the Council”.
3. On page 17, in line 35, to omit “and citizenship”
4. On page 17, in line **45**, to omit “professions” and to substitute “categories”.

CLAUSE 32

1. On page 18, in line 22, after “nurse” to insert “or a learner midwife”.
2. On page 18, in line 23, after “a learner nurse” to insert “or a learner midwife”.
3. On page 18, in line 25, to omit “an accredited” and to substitute “a”.
4. On page 18, in line **26**, to omit “an accredited” and to substitute “a”.
5. On page 18, in line **31**, after “**a** learner nurse” to insert “or a learner midwife”.
6. On page 18, in line 36, to omit “as a learner nurse”.

CLAUSE 33

1. On page 18, in line 46, to omit “31” and to substitute “**31(5)**”.
2. On page 18, in line 52, to omit “two” and to substitute “three”.

CLAUSE 38

1. On page 19, in line **46**, to omit “an accredited” and to substitute “a”.

CLAUSE 39

1. On page 20, in line **2**, to omit “prescribe” and to substitute “determine”.

#### CLAUSE 40

1. On page **20**, in line **10**, to omit “A person who is a citizen of South Africa” and to substitute “Any person”.
2. On page **20**, in line **12**, after “facility” to insert  
“unless such person has performed a similar service elsewhere and applies to the Minister for exemption”

#### CLAUSE 42

1. On page **20**, in line **32**, after “standards” to insert “and conditions”.

#### CLAUSE 43

1. On page **20**, in line **47** to line **48**, to omit “Registered Accoucheur”.
2. On page **20**, in line **49**, to omit “RA”.
3. On page **20**, in line **51**, to omit “an accredited” and to substitute “a”.
4. On page **20**, in line **53**, to omit “Learner Accoucheur”.
5. On page **20**, in line **54**, to omit “LA”.

#### CLAUSE 44

1. On page **21**, from line **9**, to omit paragraph (c).
2. On page **21**, in line **19**, to omit “in terms of this Act” and to substitute “and a penalty contemplated in 47(1)(b) or (d) was imposed”.

#### CLAUSE 46

1. On page **22**, in line **12** to **13**, to omit “or a juristic person entitled to practise a profession in terms of this Act and”.

#### CLAUSE 47

1. On page **22**, in line **30**, after “nurse” to insert “or a learner midwife”.
2. On page **22**, in line **38**, to insert “alleged unprofessional conduct” after “matters of” and to omit “professional misconduct”.
3. On page **22**, in line **46**, to omit “,” between “fine” and “specified”.

#### CLAUSE 52

1. On page **25**, in line **14**, to omit “or accrediting”.

#### CLAUSE 53

1. On page **25**, in line **28**, after “nurse” to insert “or a learner midwife”.
2. On page **25**, in line **30**, after “a learner nurse” to insert “or a learner midwife”.

**CLAUSE 56**

1. On page **26**, in line 19, to omit “and”.
2. On page **26**, in line **20**, to add “; and” after “fee” and omit “.”.
3. On page **26**, after line **20**, to insert the following paragraph  
(c) complies with subsection (6).
4. On page **26**, in line **26**, to omit “prescribe” and to substitute “determine”.
5. On page **26**, from line **28**, to omit “of section **22A**”.
6. On page **26**, in line **31**, to omit “of section **22C**”.
7. On page **26**, in line **50**, to omit the whole paragraph.
8. On page **26**, in line **56**, to omit “professional nurse or staff nurse” and to substitute “person contemplated in subsection (1)”.

**CLAUSE 58**

1. On page **27**, in line **45**, to omit “or election”.
2. On page **27**, from line **58** and line 59, to omit “the business of a nursing agency may be carried on”, and to substitute “private practice may be licensed”.
3. On page **28**, in line **37**, after “functions;” to insert “and”.