

DEPARTMENT OF HEALTH

NO. 7447

8 May 2026

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)**REGULATIONS RELATING TO FINES WHICH MAY BE IMPOSED BY A COMMITTEE OF ENQUIRY AGAINST PRACTITIONERS FOUND GUILTY OF IMPROPER OR DISGRACEFUL CONDUCT UNDER THE HEALTH PROFESSIONS ACT, 1974**

The Minister of Health has, under section 42(1) (d) of the Health Professions Act, 1974 (Act No. 56 of 1974), made the regulations in the Schedule.



DR PAKISHE AARON MOTSOLEDI, MP
MINISTER OF HEALTH

DATE:

27/5/2026

SCHEDULE

DEFINITIONS

1. In these regulations, and any word or expression to which has been assigned in the Act shall have that meaning, unless the context indicates:-

“**Act**” means the Health Professions Act, 1974 (Act No. 56 of 1974);; and

“**preliminary committee of inquiry**” means the preliminary committee of inquiry referred to in the regulations relating to the conduct of inquiries;

“**professional conduct committee**” means the professional conduct committee referred to in the regulations relating to the conduct of inquiries;

“**regulations relating to the conduct of inquiries**” means the regulations relating to the conduct of inquiries into alleged unprofessional conduct under the Health Professions Act, 1974 as published under *Government Notice No. R. 102 in Government Gazette No. 31859 of 06 February 2009.*

Fines which may be imposed by a preliminary committee of enquiry and a professional conduct committee

2. A preliminary committee of inquiry and a professional conduct committee may impose a fine equal to or falling within the range of the minimum and maximum fines stipulated for each category of unprofessional conduct indicated below against a registered person who has been found guilty of unprofessional conduct under Chapter IV of the Act.

Item	Improper or disgraceful conduct relating to:	Minimum fine	Maximum fine
(1)	advertising	R5 000.00	R20 000.00
(2)	communication	R6 000.00	R30 000.00
(3)	supersession	R2 000.00	R16 000.00
(4)	itinerant practice	R5 000.00	R20 000.00

Item	Improper or disgraceful conduct relating to:	Minimum fine	Maximum fine
(5)	certificates and reports	R4 000.00	R20 000.00
(6)	reputation of colleagues	R2 000.00	R16 000.00
(7)	fees and commission	R10 000.00	R16 000.00
(8)	overcharging patients in fees	R10 000.00	R30 000.00
(9)	contravention of rule 21 of the rules	R10 000.00	R30 000.00
(10)	practicing out of scope of practice	R10 000.00	R30 000.00
(11)	practicing beyond the scope of own Profession	R10 000.00	R30 000.00
(12)	employing an unregistered person	R10 000.00	R30 000.00
(13)	withholding emergency healthcare service	R10 000.00	R30 000.00
(14)	overservicing	R40 000.00	Amount claimed for over-servicing + 5% of such amount or R40 000.00 whichever is greater
(15)	exposing a patient to danger or harm	R10 000.00	R40 000.00
(16)	providing insufficient care to a patient	R10 000.00	R30 000.00
(17)	providing treatment to a patient without the patient's or next-of-kin's informed consent	R4 000.00	R20 000.00
(18)	sharing consulting rooms with a person not registered in terms of the Act	R10 000.00	R30 000.00
(19)	allowance by a practitioner to be exploited	R10 000.00	R20 000.00
(20)	incompetence	R20 000.00	R100 000.00

Item	Improper or disgraceful conduct relating to:	Minimum fine	Maximum fine
(21)	negligence	R40 000.00	R140 000.00
(22)	fraud	R40 000.00	R140 000.00
(23)	giving or receiving perverse incentive or kickback	R40 000.00	Amount of incentive or kickback + 5% of such amount or R40 000.00 whichever is greater
(24)	unprofessional conduct emanating from criminal conviction	R20 000.00	R100 000.00
(25)	issuing of improper prescription	R10 000.00	R40 000.00
(26)	engaging in unacceptable relationship	R40 000.00	R100 000.00
(27)	contravention of rule 23 of the Ethical Rules of Conduct	R10 000.00	R30 000.00
(28)	engaging in undesirable business practices or models	R20 000.00	R60 000.00
(29)	divulging confidential information about a patient	R20 000.00	R60 000.00
(30)	defeating the ends of justice	R5 000.00	R20 000.00
(31)	defeating or obstructing the Health Professions Council of South Africa or the professional board in the performance of its duties	R5 000.00	R20 000.00
(32)	any other form of unprofessional conduct that is considered by the committee to be minor but that is not prescribed in these regulations	R5 000.00	R20 000.00

Repeal

4. The regulations relating to fines which may be imposed by a committee of enquiry against practitioners found guilty of improper or disgraceful conduct under the Health Professions Act, 1974 as published under *Government Notice* No. R. 632 in *Government Gazette* No. 33385 of 23 July 2010 are hereby repealed.

Short title

5. These Regulations are called Regulations Relating to Fines Which May Be Imposed By a Committee of Enquiry Against Practitioners Found Guilty Of Improper Or Disgraceful Conduct Under The Health Professions Act, 1974, 2026.

**MOLAO WA DIPOROFESHENE TSA BOPHELO BO BOTLE, 1974 (MOLAO WA
56 WA 1974)**

**MELAWANA E AMANANG LE DIFAENE TSE KA LEFISWANG KE KOMITI E
ETSANG DIPATLISISO KGAHLANONG LE DITSEBI TSE FUMANWENG DI LE
MOLATO WA BOITSHWARO BO BOBE KAPA BO HLABISANG DIHLONG TLASA
MOLAO WA POROFESHENE E AMANANG LE BOPHELO BO BOTLE, 1974**

Letona la Bophelo bo Botle, tlasa karolo ya 42(1) (d) ya Molao wa Diporofeshene tsa Bophelo bo Botle, 1974 (Molao wa 56 wa 1974), le entse Melawana ka hara Shejule.



**DR PAKISHE AARON MOTSOLEDI, MP
LETONA LA BOPHELO BO BOTLE**

LETSATSI: 27/2/2026

SHEJULE

DITLHALOSO

1. Melawaneng ena, lentswe kapa polelo efe kapa efe e fuweng moelelo Molaong e tla ba le moelelo oo, ntle le haeba moelelo o bolela ho hong:-

"Molao" e hlalosa Molao wa Diporofeshene tsa Bophelo bo Botle, 1974 (Molao wa 56 wa 1974); mme

"komiti ya pele ya dipatlisiso" e hlalosa komiti ya pele ya dipatlisiso e boletsweng melawaneng e amanang le tsamaiso ya dipatlisiso;

"komiti ya boitshwaro ya seporofeshenale" e hlalosa komiti ya boitshwaro ya seporofeshenale e boletsweng melawaneng e amanang le tsamaiso ya dipatlisiso;

"melawana e amanang le tsamaiso ya dipatlisiso" e hlalosa melawana e amanang le tsamaiso ya dipatlisiso mabapi le boitshwaro bo belaelwang e se ba seporofeshenale tlasa Molao wa Porofeshene e Amanang le Bophelo bo Botle, 1974 jwalo ka ha e phatlaladitswe tlasa Tsebiso ya Mmuso ya Palo ya R. 102 Koranteng ya Mmuso ya Palo ya 31859 ya 06 Hlakola 2009.

Difaene tse ka lefiswang ke komiti ya pele ya dipatlisiso le komiti ya boitshwaro ya seporofeshenale

2. Komiti ya pele ya dipatlisiso le komiti ya boitshwaro ya seporofeshenale di ka lefisa faene e lekanang kapa e welang ka hara tekanyo ya bonyane le boholo ba difaene tse boletsweng bakeng sa sehlopha ka seng sa boitshwaro bo seng ba seporofeshenale bo bontshitsweng ka tlase kgahlanong le motho ya ngodisitsweng ya fumanweng a le molato wa boitshwaro bo seng ba seporofeshenale tlasa Kgaoilo ya IV ya Molao.

Ntlha	Boitshwaro bo bobele kapa bo hlabisang dihlong bo amanang le:	Faene e tlase	Faene e hodimo
(1)	papatso	R5 000.00	R20 000.00
(2)	dikgokahano;	R6 000.00	R30 000.00

Ntlha	Boitshwaro bo bobele kapa bo hlabisang dihlolong bo amanang le:	Faene e tlase	Faene e hodimo
(3)	ho nka mokudi ho tswa ho ngaka e neng e mo alafa	R2 000.00	R16 000.00
(4)	mokgwa wa ho fana ka ditshebeletso kgafetsa dibakeng tse ding	R5 000.00	R20 000.00
(5)	disetifikeiti le ditlaleho	R4 000.00	R20 000.00
(6)	seriti sa basebetsi mmoho	R2 000.00	R16 000.00
(7)	ditefello le khomishene	R10 000.00	R16 000.00
(8)	ho lefisa bakudi ditefello tse fetang tekano	R10 000.00	R30 000.00
(9)	tlolo ya molao wa 21 wa melao	R10 000.00	R30 000.00
(10)	ho sebetsa kante ho sebaka sa hao sa tshebetso	R10 000.00	R30 000.00
(11)	ho sebetsa ho feta tekanyo ya porofeshene ya hao	R10 000.00	R30 000.00
(12)	ho hira motho ya sa ngodiswang	R10 000.00	R30 000.00
(13)	ho thibela ditshebeletso tsa tshohanyetso tsa tlhokomelo ya bophelo bo botle	R10 000.00	R30 000.00
(14)	ho fana ka tshebeletso e fetang tekano	R40 000.00	Tjhelete e kopilweng bakeng sa ho fana ka tshebeletso e fetang tekano + 5% ya tjhelete e jwalo kapa R40 000.00 ho sa tsotellehe

Ntliha	Boitshwaro bo bobele kapa bo hlabisang dihlong bo amanang le:	Faene e tlase	Faene e hodimo
			hore na e kgolo ke efe
(15)	ho beha mokudi kotsing kapa ho molematsa	R10 000.00	R40 000.00
(16)	ho fana ka tihokomelo e sa lekaneng ho mokudi	R10 000.00	R30 000.00
(17)	ho fana ka kalafo ho mokudi ntle le tumello ya mokudi kapa wa leloko ya haufi le mokudi	R4 000.00	R20 000.00
(18)	ho arolelana diphaposi tsa ho hlahlojwa le motho ya sa ngodiswang ho latela Molao	R10 000.00	R30 000.00
(19)	thuso e fanwang ke setsebi, e tla sebediswang hampe	R10 000.00	R20 000.00
(20)	ho hloka bokgoni	R20 000.00	R100 000.00
(21)	ho se tsotelle	R40 000.00	R140 000.00
(22)	boqhekanyetsi	R40 000.00	R140 000.00
(23)	ho fana kapa ho amohela ho fosahetseng moputso kapa tjojo	R40 000.00	Tjhelete ya moputso kapa tjojo + 5% ya tjhelete e jwalo kapa R40 000.00 ho sa tsotellehe hore na e

Ntlha	Boitshwaro bo bobbe kapa bo hlabisang dihlong bo amanang le:	Faene e tlase	Faene e hodimo
			kgolo ke efe
(24)	boitshwaro bo bobbe bo bakwang ke kahlolo ya tlolo ya molao	R20 000.00	R100 000.00
(25)	ho fana ka lengolo la ngaka le fosahetseng	R10 000.00	R40 000.00
(26)	ho kena kamanong e sa amoheleng	R40 000.00	R100 000.00
(27)	tlolo ya molao wa 23 wa Melao ya Boitshwaro	R10 000.00	R30 000.00
(28)	ho ba le seabo mekgweng kapa mefuteng ya kgwebo e sa rateheng	R20 000.00	R60 000.00
(29)	ho senola tlhahisoleseding ya sephiri ka mokudi	R20 000.00	R60 000.00
(30)	ho hlola merero ya toka	R5 000.00	R20 000.00
(31)	ho hlola kapa ho sitisa Lekgotla la Diporofeshene tsa Bophelo bo Botle la Afrika Borwa kapa lekgotla la seporofeshenale ho phetha mesebetsi ya lona	R5 000.00	R20 000.00
(32)	mofuta ofe kapa ofe wa boitshwaro bo e seng ba seporofeshenale bo nkwang ke komiti e le bo bonyane empa bo sa laelwa melawaneng ena	R5 000.00	R20 000.00

Ho fediswa

- Melawana e amanang le difaene tse ka lefiswang ke komiti e etsang dipatlisiso kgahlanong le ditsebi tse fumanweng di le molato wa boitshwaro bo bobbe kapa bo hlabisang dihlong tlasa Molao wa Porofeshene e amanang

le Bophelo bo Botle, 1974 jwalo ka ha e phatlaladitswe tlasa Tsebiso ya Mmuso ya Palo ya R. 632 Koranteng ya Mmuso ya Palo ya 33385 ya 23 Phupu 2010 ka hona e fedisitswe.

Sehlooho se kgutshwane

5. Melawana ena e bitswa Melawana e Amanang le Difaene tse ka Lefiswang ke Komiti e etsang Dipatlisiso Kgahlanong le Ditsebi tse Fumanweng di le Molato wa Boitshwaro bo Bobe kapa bo Hlabisang Dihlong tlasa Molao wa Porofeshene e Amanang le Bophelo bo Botle, 1974, 2026.

HEALTH PROFESSIONS ACT, 1974 (MOLAO 56 WA 1974)

MELAWANATAOLO E E AMANANG LE DIKOTLHAO TSE DI KA TLHOMIWANG KE KOMITI YA DIPATLISISO KGATLHANONG LE BADIRI BA BA FITLHELWANG BA LE MOLATO WA MAITSHWARO A A SA SIAMANG KGOTSA A A SWABISANG KA FA TLASE GA *HEALTH PROFESSIONS ACT, 1974*.

Tona ya Boitekanelo o, ka fa tlase ga karolo 42(1) (d) ya *Health Professions, 1974* (Molao 56 wa 1974), dirile melawanataolo mo Šejuleng.



DR. PAKISHE AARON MOTSOALEDI, MP

TONA YA BOITEKANELO

LETLHA: 27/3/2026

ŠEJULE

DITLHALOSO

1. Mo melawanataolong eno, le lefoko lengwe le lengwe kgotsa polelo e e abilweng mo Molaong e tla nna le bokao joo, ntle le fa bokaelo bo supa:-

“Molao” go tewa *Health Profession Act, 1974* (Molao 56 wa 1974).

“komiti ya pele ya dipatlisiso” go tewa komiti ya pele ya dipatlisiso e e kailweng mo melawanataolong e e amanang le tsamaiso ya dipatlisiso;

“komiti ya maitsholo a seporofešenale go tewa komiti ya maitsholo a seporofešenale e e kailweng mo melawanataolong e e amanang le tsamaiso ya dipatlisiso;

“melawanataolo e e amanang le tsamaiso ya dipatlisiso” go tewa melawanataolo e e amanang le tsamaiso ya dipatlisiso ka ga maitsholo a go kaiwang e se a a tshwanetseng a seporofešenale ka fa tlase ga *Health Professions Act, 1974* jaaka e phasaladitswe ka fa tlase ga Lekwalodikgang la Puso Nmr. R. 102 mo Lekwalodikgannyeng la Puso Nmr. 31859 la di 06 Tlhakole 2009.

Dikotlhao tse di ka tlhomiwang ke komiti ya pele ya dipatlisiso le komiti ya maitshwaro a seporofešenale

2. komiti ya pele ya dipatlisiso le komiti ya maitshwaro a seporofešenale di ka tlhoma kotlhao e e lekanang le kgotsa e e welang mo setlhopheng sa dikotlhao tse di kwa tlase le tse di kwa godimo tse di tshalositsweng mo setlhopheng sengwe le sengwe sa maitsholo a a seng a seporofešenale a a supilweng kgaatlhanong le motho yo o kwadisitsweng yo o bonweng molato wa maitsholo a a seng a seporofešenale go ya ka Kgaolo IV ya Molao.

Ntliha	Maitsholo a a sa siamang kgotsa a a swabisang a a amanang le:	Kotlhaotlase	Kotlhaogodimo
(1)	papatso	R5 000.00	R20 000.00

Ntlha	Maitsholo a a sa siamang kgotsa a a swabisang a a amanang le:	Kotlhaotlase	Kotlhaogodimo
(2)	tlhaeletsano	R6 000.00	R30 000.00
(3)	kemisetso	R2 000.00	R16 000.00
(4)	mokgwa wa go tsamaya	R5 000.00	R20 000.00
(5)	ditifikeiti le dipegelo	R4 000.00	R20 000.00
(6)	serodumo sa badirimmogo	R2 000.00	R16 000.00
(7)	dituelo le khomišene	R10 000.00	R16 000.00
(8)	go duedisa balwetse go feta selekanyo	R10 000.00	R30 000.00
(9)	tlolomolao ya molawana 21 wa melawana	R10 000.00	R30 000.00
(10)	go dira kwa ntle ga thulaganyo ya go dira	R10 000.00	R30 000.00
(11)	go dira go feta selekanyo sa gago sa Tiro	R10 000.00	R30 000.00
(12)	go thapa motho yo o sa kwadisiwang	R10 000.00	R30 000.00
(13)	go thibela tirelo ya tlhokomelo ya tshoganyetso ya boitekanelo	R10 000.00	R30 000.00
(14)	go direla go feta selekanyo	R40 000.00	Madi a a kopiwang ka ntlha ya go direla go feta selekanyo + 5% tsa madi ao kgotsa R40 000.00 go ya ka gore ke efe e e kwa godimo
(15)	go tsenya molwetse mo kotsing kgotsa mo kgobalong	R10 000.00	R40 000.00
(16)	go neela molwetse tlhokomelo e e sa lekanang	R10 000.00	R30 000.00

Ntlha	Maitsholo a a sa siamang kgotsa a a swabisang a a amanang le:	Kotlhaotlase	Kotlhaogodimo
(17)	go neela molwetse kalafi ntle le tumelelo e e itsisitsweng ya molwetse kgotsa ya wa losika la gagwe.	R4 000.00	R20 000.00
(18)	go abelana diphaposi tsa kokelo le motho yo o sa kwadisiwang go ya ka Molao	R10 000.00	R30 000.00
(19)	tumelelo ya modiri go dirisiwa botlhaswa	R10 000.00	R20 000.00
(20)	go tlhoka bokgoni	R20 000.00	R100 000.00
(21)	botlhaswa	R40 000.00	R140 000.00
(22)	tsietso	R40 000.00	R140 000.00
(23)	go neela kgotsa go amogela dilo tse di sa siamang moputso kgotsa tuelo e e seng ka fa molaong	R40 000.00	Boleng jwa madi kgotsa tuelo e e seng ka fa molaong + 5% tsa madi ao kgotsa R40 000.00 go ya ka gore ke efe e e kwa godimo
(24)	Maitshwaro a a seng a seporofesenale a a tswang mo go bonweng molato wa bosenyi	R20 000.00	R100 000.00
(25)	go ntsha taelo ya ngaka e e sa siamang	R10 000.00	R40 000.00
(26)	go tsenelela mo botsalanong jo bo sa amogelesegeng	R40 000.00	R100 000.00
(27)	go tloa molawana 23 wa Melawana ya Maitshwaro	R10 000.00	R30 000.00

Ntlha	Maitsholo a a sa siamang kgotsa a a swabisang a a amanang le:	Kotlhaotlase	Kotlhaogodimo
(28)	go nna le seabe mo mekgweng kgotsa mo ditirong tse di sa eletsegeng tsa kgwebo	R20 000.00	R60 000.00
(29)	go senola tshedimosetso ya sephiri ka ga molwetse	R20 000.00	R60 000.00
(30)	go thibela molao go dira tsa ona	R5 000.00	R20 000.00
(31)	go thibela kgotsa go kgoreletsa Lekgotla la Diporofeshene tsa Boitekanelo la Aforika Borwa kgotsa boto ya seporofeshenale go dira ditiro tsa yona.	R5 000.00	R20 000.00
(32)	mofuta mongwe le mongwe ofe wa maitshwaro a a seng a seporofeshenale a komiti e a bonang e se a sepe mme a sa tlhalosiwa mo melawanataolong eno.	R5 000.00	R20 000.00

Phimolo

4. Melawanataolo e e amanang le dikotlhao tse di ka tlhomiwang ke komiti ya dipatlisiso kgatlhanong le badiri ba ba bonweng molato wa maitsholo a a sa siamang kgotsa a a swabisang ka fa tlase ga *Health Professions Act, 1974* jaaka o phasaladitswe ka fa tlase ga Lekwalodikgang la Puso Nmr. R. 632 mo Lekwalodikgannyeng la Puso Nmr. 33385 la di 23 Phukwi 2010 e a phimolwa.

Setlhogokhutswe

5. Melawanataolo eno e bidiwa Melawanataolo e e Amanang le Dikotlhao Tse di Ka Tlhomwang ke Komiti ya Dipatlisiso Kgalhanong le Badiri ba ba Bonweng Molato wa Maitsholo a a Sa Siamang Kgotsa a a Swabisang ka fa Tlase Ga *Health Professions Act, 1974, 2026*.