



ANNO QUARTO

ELIZABETHAE II REGINAE

A.D. 1955

No. 41 of 1955

An Act to amend the Medical Practitioners Act,
1919-1954.

[Assented to 8th December, 1955.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the "Medical Practitioners Act Amendment Act, 1955". Short titles.
- (2) The Medical Practitioners Act, 1919-1954, as amended by this Act, may be cited as the "Medical Practitioners Act, 1919-1955".
- (3) The Medical Practitioners Act, 1919-1954, is hereinafter called the "principal Act".
2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.
3. Section 19 of the principal Act is amended as follows :— Amendment of s. 19 of principal Act—
 - (1) Paragraph (b) of subsection (1) is struck out and the following paragraph inserted in lieu thereof :— Qualifications for registration.
 - (b) is the holder of a degree or diploma in medicine or surgery, which entitles him to be registered under the Medical Acts of the Parliament of the United Kingdom and which a University or other body of the United Kingdom legally authorized to grant such a degree or diploma

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has granted to him upon his passing examinations held in the United Kingdom for that degree or diploma.

(2) Paragraph (c) of subsection (1) is amended by striking out the words "some part of the British Empire or some other country" and inserting in lieu thereof the words "a country other than the Commonwealth of Australia, New Zealand or the United Kingdom".

(3) Subsection (2) is amended by striking out in the fourth and fifth lines thereof the words "not being part of the British Empire" and inserting in lieu thereof "other than the United Kingdom or a British Dominion".

(4) Subsection (3) is amended by striking out at the end thereof the words "which is not part of the British Empire" and inserting in lieu thereof the words "other than the Commonwealth of Australia, New Zealand or the United Kingdom".

Enactment of
s. 30a of
principal Act—

4. The following section is enacted and inserted in the principal Act after section 30 :—

Duty to
serve in
public
institutions.

30a. (1) In this section "approved institution" means—

- (a) a public hospital within the meaning of the Hospitals Act, 1934-1952 ;
- (b) any other hospital or institution (either in South Australia or any other State or country) which pursuant to any proclamation for the time being in force under subsection (8) of this section is an approved institution under this section.

(2) Where a person is registered under this Act by virtue of a degree or diploma granted (either in South Australia or any other country) after the thirtieth day of June, nineteen hundred and fifty-six he shall not practise medicine or surgery unless—

- (a) after passing the examination and fulfilling the conditions for admission to the degree he has for a period of twelve months or for periods amounting in the aggregate to twelve months served in a position as resident medical officer in one or more approved institutions ; or
- (b) the board has exempted him from the requirement set out in paragraph (a) of this subsection, and he has complied with the conditions, if any, of the exemption.

(3) A person who practises medicine or surgery in contravention of subsection (2) of this section shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

(4) The board may, subject to any conditions which it deems proper, by writing under the hand of the Registrar, exempt any person from the requirement set out in subsection (2) of this section.

(5) Where it appears to the Governor that by reason of any epidemic or any emergency or other circumstances it is desirable in the public interest to suspend the operation of subsection (2) of this section he may by proclamation suspend the operation of that subsection for a period specified in the proclamation.

(6) If at any time it appears to the Governor desirable to do so he may by proclamation terminate any suspension imposed under the preceding subsection although the period thereof has not expired.

(7) While the operation of subsection (2) of this section is suspended any registered person may practise medicine or surgery without compliance with that subsection and any period during which he so practises may be accepted by the board as the equivalent of a corresponding period of service as a medical officer in an approved institution.

(8) The Governor may by proclamation—

(a) declare any hospital or institution (either in South Australia or any other State or country) to be an approved institution ;

(b) revoke or vary any proclamation made and in force under paragraph (a) of this subsection.

(9) This section shall not render it unlawful for a person serving as a resident medical officer to sign any certificate of the cause of death, or other medical certificate, or to perform any of the duties of a resident medical officer, or to practise medicine in accordance with the conditions of any exemption granted to him by the board under subsection (2) of this section.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

R. A. GEORGE, Governor.