

## CHAPTER 45.

MEDICAL PRACTITIONERS, MIDWIVES AND  
DENTISTS.

3 of 1914, AN ORDINANCE TO PROVIDE FOR THE REGISTRATION OF  
2 of 1947, MEDICAL PRACTITIONERS, MIDWIVES AND DENTISTS.  
43 of 1949.  
6 of 1950.

[27th June, 1914.]

Short title.

1. This Ordinance may be cited as the Medical Practitioners, Midwives and Dentists Ordinance.

Interpretation.

2. In this Ordinance unless the context otherwise requires: "Medical Practitioner" means any person professing to practice medicine or surgery or holding himself out as ready and willing to treat patients for gain.

Registration.  
2 of 1947.

3. Separate registers of medical practitioners, midwives, and dentists shall be kept in the form of the Schedule hereto.

Fees.

The fee to be charged for each registration under this Ordinance shall be two guineas for persons possessing professional qualifications registered in any Commonwealth country, and a fee of five guineas for persons possessing professional qualifications not registered therein, but medical practitioners, midwives and dentists who are in the employment of the Government shall be registered free of charge:

Provided that the Senior Medical Officer may refuse to register any person whose professional qualifications are not acceptable by the General Council of Medical Education and Registration of the United Kingdom.

Senior  
Medical  
Officer to be  
Registrar.

4. The Senior Medical Officer shall be the Registrar of medical practitioners, midwives and dentists, and shall once in every year, as soon as conveniently may be after the first day of January, make and publish in the *Gazette* a list containing the names and qualifications of all registered medical practitioners, midwives and dentists.

[Note. This Ordinance is declared to be in force in the Dependencies by the Application of Colony Laws Ordinance, Cap. 1 (D.S).]

5. (1) The publication of such list shall be *prima facie* evidence that the persons named therein are registered under this Ordinance, and the absence of the name of any person from such list shall be *prima facie* evidence that such person is not registered.

Publication *prima facie* evidence of Registration.

(2) All register books and all copies thereof or extracts therefrom certified under the hand of the Registrar shall be receivable in evidence in all courts of justice in the Colony.

(3) The Registrar shall produce or cause to be produced any register book in his office on subpoena or order of any court without payment for so doing, unless the Court or tribunal shall otherwise direct.

6. (1) A person who holds a licence, degree, or diploma which would entitle him to registration as a medical practitioner by the General Council of Medical Education and Registration in the United Kingdom, or a licence, degree, or diploma in medicine or surgery which by order of the Governor in Council shall be declared a qualification for registration as a medical practitioner under this Ordinance, shall be entitled to registration under this Ordinance as a medical practitioner.

Persons entitled to be registered medical practitioners.

(2) Any person who holds a diploma or certificate in midwifery granted by a recognised institution shall be entitled to registration under this Ordinance as a midwife.

Persons entitled to be registered as midwives.

(3) A person who possesses a licence or degree in dental surgery or dentistry of any of the Bodies and Universities who elect members of the General Council of Medical Education and Registration in the United Kingdom, or holds any licence or degree in dental surgery or dentistry not registered within the Commonwealth, which by order of the Governor in Council shall be declared a qualification for registration as a dentist under this Ordinance, shall be entitled to registration under this Ordinance as a dentist:

Persons entitled to be registered as Dentists.

6 of 1950.

Provided that no person shall be entitled to registration whose name has been struck off the Register of the General Council of Medical Education and Registration in the United Kingdom.

7. Every person registered under this Ordinance who may have obtained any higher degree or qualification, other than the qualification in respect of which he may have been registered, shall be entitled to have such higher degree or additional qualification inserted in the register in substitution

Persons registered may have additional qualification inserted in register free of charge.

for, or in addition to, the qualifications previously registered, without payment of any further fee.

If registered entitled to practice and sue for fees.

8. Every medical practitioner registered under this Ordinance shall be entitled to practice medicine, surgery, and midwifery, and every dentist registered under this Ordinance shall be entitled to practice dentistry, and every person registered under this Ordinance as a midwife shall be entitled to practice midwifery and every medical practitioner, dentist, and midwife so registered shall be entitled to demand, sue for, and recover in any court of law, with full cost of suit, reasonable charges for professional aid, advice, and visits, and the value of any medicine or any medical or surgical appliances rendered or supplied by him to his patient.

No fees recoverable unless persons registered.

9. No person shall be entitled to recover any charge in any court of law for any medical or surgical advice, or attendance or for the performance of any operation as a medical practitioner, or dentist, or for any medicine which he shall have prescribed and supplied or for any services performed as a midwife within the Colony, unless he was at the time registered under this Ordinance.

Certificates must be signed by registered person.

10. No certificate, or other document, required by law to be signed by a duly qualified medical practitioner shall be valid unless signed by a person registered as a medical practitioner under this Ordinance.

Construction of terms.

11. The words "legally qualified medical practitioner", or "duly qualified medical officer", or any words importing a person recognised by law as a medical practitioner, or member of the medical profession when used in any Ordinance, or order of the Governor in Council, or in any Proclamation, or in any Order or Rules made thereunder, with reference to such person, shall be construed to mean a person registered as a medical practitioner under this Ordinance.

Persons entitled to free registration.

12. All medical officers in the public service of the Colony, and all medical officers of His Majesty's Army and Navy respectively residing in the Colony while on full pay, and all duly qualified ship's surgeons while in discharge of their duties shall be entitled to the privileges of persons registered under this Ordinance and may be registered free of charge.

13. (1) If any medical practitioner, midwife or dentist registered under this Ordinance, shall be convicted of any felony or misdemeanour; or after due inquiry by a Board of Inquiry be deemed by the Governor in Council to have been guilty of infamous conduct in any professional respect, the Governor in Council may order the Registrar to strike out the name of such person from the Register.

If convicted may be struck off the Register.

(2) Such order may prescribe a period on the expiration of which a person ordered to be struck off as aforesaid shall be entitled to be re-registered.

(3) The Board of Inquiry shall consist of the Senior Medical Officer and two other persons to be appointed by the Governor; upon any such inquiry the person against whom such offence or conduct is alleged shall be entitled to appear and be heard.

(4) Any person whose name may have been ordered to be struck out from the Register may appeal to the Supreme Court which shall have power to annul or vary the order in respect of which such person appeals.

(5) Every appeal under this section shall be made within eight days from the date of such Order and the Registrar shall not strike out any name as aforesaid before such period has expired and he has ascertained that no such appeal has been lodged.

14. Any person who wilfully and falsely takes, or uses, any name, title or addition, implying a qualification to practise medicine, surgery, dentistry or midwifery, or not being registered or entitled to the privileges of persons so registered under this Ordinance practises or professes to practise or publishes his name as practising medicine, surgery, midwifery or dentistry, shall be liable on summary conviction to a fine not exceeding £50 or to imprisonment for a term not exceeding three months or to both such fine and imprisonment:

Penalties. 43 of 1949.

Provided that a person who attends a woman in childbirth under the direction and personal supervision of a registered medical practitioner or registered midwife, or gives attention in a case where no such registered person could attend shall not commit an offence.

**SCHEDULE.****Form of Register.**

No.	Full Name.	Address.	Qualification.	Date of Qualification.	Date of Local Registration.	Fee.	Remarks