

Act No. 26, 1898.

MEDICAL  
PRACTITIONERS.  
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An Act to consolidate the Enactments relating to the qualifications of medical witnesses at Coroners' Inquests and at Inquiries by justices of the peace touching the death of any person, and the Enactments providing for the registration of legally qualified medical practitioners. [27th July, 1898.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title.

1. This Act may be cited as the "Medical Practitioners' Act, 1898."

2.

*Medical Practitioners.*

2. The Acts mentioned in the Schedule to this Act are to the Repeal of Acts. extent therein specified hereby repealed.

The president, members, and secretary of the New South Wales Saving clause. Medical Board, appointed under the Acts hereby repealed and holding office at the time of this Act coming into force, shall remain in office as if appointed under this Act.

*Who to be deemed legally qualified medical practitioners.*

3. The following persons and no others shall, for the purposes of Qualifications. the Coroners' Act, 1898, be deemed "legally qualified medical practitioners" :— 2 Vic. No. 22, s. 1.

(1) Any person who proves to the satisfaction of the "New South Wales Medical Board"—

(a) that he is a doctor or bachelor of medicine of some university, or a physician or surgeon licensed or admitted as such by some college of physicians or surgeons in Great Britain or Ireland; or

(b) that he has passed through a regular course of medical study 19 Vic. No. 17, s. 1. of not less than three years' duration in a school of medicine, and that he has received, after due examination, from the University of Sydney or from some university, college, or other body duly recognised for that purpose in the country to which such university, college, or other body belongs, a diploma, degree, or license entitling him to practice medicine in that country; or

(c) that he is a member of the Company of Apothecaries of London, 2 Vic. No. 22, s. 1. or a member or licentiate of the Apothecaries' Hall of Dublin. 9 Vic. No. 12.

(2) Any person who is or has been a medical officer duly appointed 2 Vic. No. 22, s. 1. and confirmed of Her Majesty's sea or land service.

*Registration of legally qualified medical practitioners.*

4. (1) The Governor shall appoint a board to consist of not less Appointment and constitution of medical board. than three members. 2 Vic. No. 22, s. 2.

(2) The members of the board shall be chosen from the medical Ibid. profession.

(3) The Governor shall nominate one of the members of the The president. board as president. Ibid.

(4) Three members of the board shall form a quorum, and Quorum. in the absence of the president any other member of the board may 19 Vic. No. 17, s. 2. preside for the time being.

(5) The Governor shall appoint a secretary to the said board. Appointment of secretary,

(6) The name of the Board shall be "The New South Wales 2 Vic. No. 22, s. 2. Medical Board." Name of Board.

5. Ibid.

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Persons desirous of being declared legally qualified medical practitioners to submit their diplomas.

2 Vic. No. 22, s. 2.

Power of Board to examine.

19 Vic. No. 17, s. 3.

Qualified person entitled to certificate from board.

2 Vic. No. 22, s. 2.

19 Vic. No. 17, s. 1.

Registration of legally qualified medical practitioners.

2 Vic. No. 22, s. 3.

Penalty for making false statement or uttering false diploma.

19 Vic. No. 17, s. 3.

Penalty for forging or obtaining a certificate under false representations.

19 Vic. No. 17, s. 4.

5. (1) Any person desirous of being declared a legally qualified medical practitioner as aforesaid shall submit his degree, diploma, or other certificate or proof of his being so qualified for the examination and approval of the said board, and shall obtain from the said board a certificate of his being so qualified.

(2) The said board may examine any person who presents himself for examination or any witness produced before them, and may take a statutory declaration from such person or witness.

(3) Every person who proves to the satisfaction of the said board that he is possessed of one or other of the qualifications mentioned in section three subsection (1) of this Act shall be entitled to a certificate from the said board as a legally qualified medical practitioner.

6. The said board shall cause the names of all legally qualified medical practitioners as aforesaid to be registered in a book to be kept by the said board for that purpose, and shall also cause all the names so registered to be published in the Government Gazette on or about the first day of January annually for the information of coroners, magistrates, and the public.

7. Any person who—

(a) wilfully, knowingly, and corruptly makes any false statement upon any examination or in any declaration before the New South Wales Medical Board; or

(b) utters or attempts to utter or put off as true before the said board any false, forged, or counterfeit diploma, degree, license, certificate, or other document or writing,

shall be guilty of a misdemeanour and liable to imprisonment with or without hard labour for any period not exceeding three years.

8. Any person who—

(a) fraudently or by false representations obtains any certificate as a duly qualified medical practitioner under the provisions of this Act; or

(b) forges, alters, or counterfeits any such certificate; or

(c) utters or uses any such forged certificate knowing the same to have been forged; or

(d) falsely advertises or publishes himself as having obtained such certificate,

shall be guilty of a misdemeanour and liable to imprisonment with or without hard labour for any period not exceeding three years.

# Act No. 27, 1898.

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## *Stamp Duties.*

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### THE SCHEDULE.

Reference to Acts.	Title or short title.	Extent of Repeal.
2 Vic. No. 22..	An Act to define the qualifications of medical witnesses at coroners' inquests and inquiries held before justices of the peace in the Colony of New South Wales.	The whole Act.
9 Vic. No. 12..	An Act to amend an Act to define the qualifications of medical witnesses at coroners' inquests and inquiries held before justices of the peace in the Colony of New South Wales.	The whole Act.
19 Vic. No. 17..	The "Medical Practitioners' Act of 1855" .. ..	The whole Act.

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