

NURSES REGISTRATION (AMENDMENT) ACT.

Act No. 18, 1960.

An Act to make further provision with respect to the registration of nurses and the constitution of the Nurses Registration Board; for this and other purposes to amend the Nurses Registration Act, 1953-1955; and for purposes connected therewith. [Assented to, 6th April, 1960.] Elizabeth II,
No. 18, 1960.

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 :—

1. (1) This Act may be cited as the "Nurses Registration (Amendment) Act, 1960". Short title
and
citation.
- (2) The Nurses Registration Act, 1953, as amended by subsequent Acts and by this Act, may be cited as the Nurses Registration Act, 1953-1960.
2. The Nurses Registration Act, 1953, as amended by subsequent Acts, is amended— Amendment
of Act No.
10, 1953.
 - (a) by omitting paragraph (c) of section seven and by inserting in lieu thereof the following paragraph :— Sec. 7.
(Vacation
of office.)
 - (c) he becomes an incapable person or a patient or a protected person within the meaning of the Mental Health Act, 1958;
 - (b) (i) by omitting from subsection one of section sixteen the words "who has attained the age of twenty-one years and"; Sec. 16.
(Qualifica-
tions for
registration.)
 - (ii) by inserting in subparagraph (i) of paragraph (a) of the same subsection after the symbols "(i)" the letter and symbols "(a)";
 - (iii)

No. 18, 1960.

- (iii) by omitting from subparagraph (ii) of the same paragraph the symbols “(ii)” and by inserting in lieu thereof the letter and symbols “(b)”;
- (iv) by inserting next after the same subparagraph the following new subparagraph :—
 - (ii) she has attained the age of twenty-one years; and;
- (v) by inserting in subparagraph (i) of paragraph (b) of the same subsection after the symbols “(i)” the letter and symbols “(a)”;
- (vi) by omitting from subparagraph (ii) of the same paragraph the symbols “(ii)” and by inserting in lieu thereof the letter and symbols “(b)”;
- (vii) by inserting next after the same subparagraph the following new subparagraph :—
 - (ii) she has attained the age of twenty years; and;
- (viii) by inserting in subparagraph (i) of paragraph (c) of the same subsection after the symbols “(i)” the letter and symbols “(a)”;
- (ix) by omitting from subparagraph (ii) of the same paragraph the symbols “(ii)” and by inserting in lieu thereof the letter and symbols “(b)”;
- (x) by inserting next after the same subparagraph the following new subparagraph :—
 - (ii) she has attained the age of twenty-one years; and;
- (xi) by inserting in subparagraph (i) of paragraph (d) of the same subsection after the symbols “(i)” the letter and symbols “(a)”;
- (xii) by omitting from subparagraph (ii) of the same paragraph the symbols “(ii)” and by inserting in lieu thereof the letter and symbols “(b)”;
- (xiii) by inserting next after the same subparagraph the following new subparagraph :—
 - (ii) she has attained the age of nineteen years; and;
- (xiv)

Nurses Registration (Amendment) Act.

117

- (xiv) by omitting from subsection two of the same section the words "twenty-one years," and by inserting in lieu thereof the words "twenty-one years in the case of a general or midwifery nurse, the age of twenty years in the case of a mental nurse, and the age of nineteen years in the case of an infants' nurse, and";
- (xv) by inserting in subsection three of the same section after the words "twenty-one years" the words "in the case of a general or midwifery nurse, the age of twenty years in the case of a mental nurse, and the age of nineteen years in the case of an infants' nurse";
- (xvi) by omitting from paragraph (b) of subsection four of the same section the word and symbols "subparagraph (ii)" wherever occurring and by inserting in lieu thereof the words "paragraph (b) of subparagraph (i)";

- (c) by inserting next after section sixteen the following new section :—

New sec.
16A.

16A. (1) The Board may, at the request of any person desirous of obtaining a certificate of temporary registration and upon payment of the fee prescribed under subsection three of section fifteen of this Act, grant to such person a certificate of temporary registration in the prescribed form upon being satisfied that such person—

Temporary
registration
may be
granted.

- (a) is entitled to be registered under this Act; and
- (b) is interested in post-graduate teaching or research work in nursing or receiving post-graduate tuition in nursing, or is desirous of obtaining a certificate of temporary registration for a purpose for which the Board considers the grant of such a certificate would be desirable.

A certificate of temporary registration may be granted unconditionally or subject to such conditions, including a condition as to the capacity in which the person to whom it is granted may practise as a nurse, as the Board may impose. (2)

Nurses Registration (Amendment) Act.

No. 18, 1960.

(2) A person to whom a certificate of temporary registration has been granted shall, whilst such certificate or any renewal thereof is in force and such person complies with any conditions endorsed on the certificate or renewal thereof granted to such person, be deemed to be registered under this Act for the purposes of sections twenty-three, twenty-four, twenty-five, twenty-six, and twenty-seven only of this Act in the capacity specified in such certificate.

(3) (a) A certificate of temporary registration shall be in force for such period not exceeding twelve months as the Board may fix and may be renewed by the Board from time to time for a like period.

(b) The Board may, for any reason it deems fit, cancel any such certificate or renewal thereof, and thereupon such certificate or renewal shall cease to be in force.

Sec. 18.
(Removal
of names
of certain
persons
from
Register.)

(d) by omitting paragraph (c) of subsection one of section eighteen and by inserting in lieu thereof the following paragraph :—

(c) every registered nurse who has become an incapable person or a patient or a protected person within the meaning of the Mental Health Act, 1958.

Sec. 19.
(Removal
of name
on account
of miscon-
duct, etc.)

(e) by omitting paragraphs (b) and (c) of subsection one of section nineteen and by inserting in lieu thereof the following paragraph :—

(b) has been adjudged by the Board, after an inquiry as hereinafter provided, to have been guilty of habitual drunkenness or of addiction to any deleterious drug or of misconduct in a professional respect,

Sec. 22.
(Roll of
Assistants
in Nursing.)

(f) by omitting from subsection two of section twenty-two the words "nineteen years" and by inserting in lieu thereof the words "eighteen years";

(g)

Nurses Registration (Amendment) Act.

119

- (g) by inserting in subsection two of section thirty-four after the words "twenty-one years" the words "in the case of a general or midwifery nurse, the age of twenty years in the case of a mental nurse or the age of nineteen years in the case of an infants' nurse".

No. 18, 1960.
Sec. 34.
(Board may adopt alternate schemes of training and examinations in certain cases.)

3. (1) The Nurses Registration Act, 1953, as amended by subsequent Acts, is further amended—

Further amendment of Act No. 10, 1953.

- (a) by omitting from the definition of "Roll" in section three the words "Assistants in Nursing" and by inserting in lieu thereof the words "Nursing Aides";

Sec. 3.
(Interpretation.)

- (b) (i) by omitting from subsection one of section five the word "fourteen" and by inserting in lieu thereof the word "seventeen";

Sec. 5.
(Members of the Board.)

- (ii) by omitting paragraphs (e), (f) and (g) of the same subsection and by inserting in lieu thereof the following paragraphs :—

(e) five shall be registered general nurses elected by registered general nurses and infants' nurses in the prescribed manner ;

(f) one shall be a registered midwifery nurse elected by registered midwifery nurses in the prescribed manner ;

(g) one shall be a registered psychiatric nurse elected by registered psychiatric nurses in the prescribed manner ;

- (iii) by inserting next after paragraph (i) of the same subsection the following new paragraphs :—

(j) one shall be a person nominated by the Hospital Employees' Association of New South Wales ;

(k)

Nurses Registration (Amendment) Act.

No. 18, 1960.

- (k) one shall be a person nominated by the New South Wales Nurses' Association;
- (l) one shall be a person nominated by the Hospitals Association of New South Wales.
- (iv) (a) by omitting paragraph (a) of subsection two of the same section;
- (b) by omitting from paragraph (b) of the same subsection the words "each subsequent" and by inserting in lieu thereof the word "the";
- Sec. 9.
(Appointments to casual vacancies.)
- (c) (i) by inserting in paragraph (a) of subsection two of section nine after the words "Hospitals Commission of New South Wales," wherever occurring the words "or the Hospital Employees' Association of New South Wales, or the New South Wales Nurses' Association, or the Hospitals Association of New South Wales,";
- (ii) by omitting from paragraph (b) of the same subsection the words "mental nurse" and by inserting in lieu thereof the words "psychiatric nurse";
- Sec. 10.
(Board meetings.)
- (d) by omitting from subsection one of section ten the word "eight" and by inserting in lieu thereof the word "nine";
- Sec. 14.
(Powers, authorities, duties and functions of Board.)
- (e) by omitting from paragraph (d) of section fourteen the words "assistants in nursing" and by inserting in lieu thereof the words "nursing aides";
- Sec. 15.
(Register of nurses.)
- (f) by omitting from paragraph (c) of subsection two of section fifteen the words "Mental Nurses" and by inserting in lieu thereof the words "Psychiatric Nurses";
- Sec. 16.
(Qualifications for registration.)
- (g) by omitting from section sixteen the words "mental nurse" wherever occurring and by inserting in lieu thereof the words "psychiatric nurse";
- (h)

Nurses Registration (Amendment) Act.

121

- (h) (i) by omitting from paragraph (a) of subsection one of section twenty-two the words "Assistants in Nursing" and by inserting in lieu thereof the words "Nursing Aides"; No. 18, 1960.
Sec. 22.
(Roll of Nursing Aides.)
- (ii) by omitting from subparagraph (i) of paragraph (b) of the same subsection the words "assistant in nursing" and by inserting in lieu thereof the words "nursing aide";
- (iii) by omitting from subsection two of the same section the words "an assistant in nursing" wherever occurring and by inserting in lieu thereof the words "a nursing aide";
- (i) (i) by omitting from paragraph (c) of section twenty-three the words "mental nurse" and by inserting in lieu thereof the words "psychiatric nurse"; Sec. 23.
(Unregistered or unenrolled persons not to hold themselves out as registered nurses or enrolled aides.)
- (ii) by omitting from paragraph (f) of the same section the words "an assistant in nursing" and by inserting in lieu thereof the words "a nursing aide";
- (j) by omitting from subsection one of section twenty-four the word "mental" and by inserting in lieu thereof the word "psychiatric"; Sec. 24.
(Unauthorised nursing.)
- (k) by omitting from section thirty-one the word "mental" wherever occurring and by inserting in lieu thereof the word "psychiatric"; Sec. 31.
(Document under hand of Registrar to be prima facie evidence.)
- (l) by omitting from subsection two of section thirty-two the words "assistants in nursing" and by inserting in lieu thereof the words "nursing aides"; Sec. 32.
(Financial provisions.)
- (m) by omitting from subsection two of section thirty-four the word "mental" and by inserting in lieu thereof the word "psychiatric"; Sec. 34.
(Board may adopt alternate schemes of training and examinations in certain cases.)
- (n)

Nurses Registration (Amendment) Act.

No. 18, 1960. (n) by omitting from paragraph (h) of subsection one of section thirty-five the words "assistants in nursing" and by inserting in lieu thereof the words "nursing aides".

Sec. 35.
(Regulations.)

(2) The amendments made by subsection one of this section shall commence upon the first day of January, one thousand nine hundred and sixty-one

(3) The person elected to the Board, the members of which are holding office upon the first day of January, one thousand nine hundred and sixty-one, pursuant to paragraph (g) of subsection one of section five of the Nurses Registration Act, 1953-1955, shall be deemed, as from the said day, to be a member of the Board for the purposes of the said paragraph (g) as substituted by subparagraph (ii) of paragraph (b) of subsection one of this section.

(4) The members of the Board first appointed pursuant to paragraphs (j), (k) and (l) of subsection one of section five of the Nurses Registration Act, 1953-1960, shall, notwithstanding anything contained in the said Act, hold office for one year and be eligible for re-appointment.

(5) The subdivision of the Register of Nurses which immediately before the first day of January, one thousand nine hundred and sixty-one, was the Register of Mental Nurses shall as from the said day be the Register of Psychiatric Nurses and all persons who immediately before the said day were registered in the Register of Nurses as mental nurses shall subject to section seventeen of the Nurses Registration Act, 1953-1960, be deemed to be registered in the Register of Nurses as psychiatric nurses.

(6) The Roll of Assistants in Nursing as existing immediately before the first day of January, one thousand nine hundred and sixty-one, shall as from the said day be the Roll of Nursing Aides and all persons who immediately before the said day were enrolled in the Roll of Assistants in Nursing shall subject to subsection three of section twenty-two of the Nurses Registration Act, 1953-1960, be deemed to be enrolled in the Roll of Nursing Aides.

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