

*Medical Acts Amendment Act.* 10 GEO. VI. No. 27,

Such signature with his or her mark shall be made in the presence of and must be declared before and attested by—

- (a) In the case of a member of the services, another member of the services serving in the capacity of medical officer, medical or nursing orderly, or nurse; and
- (b) In the case of a discharged member of the services, a qualified medical practitioner or a qualified nurse who is in attendance upon such discharged member.

A postal vote recorded pursuant to this rule shall not be rejected at the scrutiny for the reason only that, in consequence of the application and certificate, or either of them, being signed with a mark, the returning officer is unable to determine, by comparing the respective signatures to such application and certificate, that the applicant and the voter are one and the same person.

(10.) Save as they are inconsistent with this rule, the provisions of rule forty-two setting forth for what causes ballot-papers shall be rejected shall, so far as they are applicable, apply to the examination of votes recorded pursuant to the provisions of this rule."

## MACHINERY INSPECTION.

*See* LABOUR.

## MEDICAL RESEARCH, INSTITUTE OF.

*See* HEALTH.

## MEDICINE AND PHARMACY.

10 GEO. VI.  
No. 27.  
THE  
MEDICAL  
ACTS  
AMENDMENT  
ACT OF 1946.

An Act to Amend "The Medical Acts, 1939 to 1940," in certain particulars.

[ASSENTED TO 30TH APRIL, 1946.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

Short title  
and  
construction.

1. (1.) This Act may be cited as "*The Medical Acts Amendment Act of 1946*," and shall be read as one with \*"*The Medical Acts, 1939 to 1940*," herein referred to as the Principal Act.

Collective  
title.

(2.) The Principal Act and this Act may be collectively cited as "*The Medical Acts, 1939 to 1946*."

1946.

*Medical Acts Amendment Act.*

*Amendments of the Principal Act.*

2. Section eight of the Principal Act is amended as follows :— Amendment of s. 8.

(i.) Subsection eight is renumbered paragraph (a) of subsection eight.

(ii.) The following new paragraph (b) is inserted in the said subsection eight as follows :—

“(b) In the absence of such deputy president from any meeting of the Board, the members of the Board present at the meeting shall elect a member present thereat to act as chairman of the meeting concerned, and while such member so acts he shall have the same powers, rights, and duties as such deputy president.” Absence of deputy president.

3. Section thirteen of the Principal Act is amended as follows :— Amendment of s. 13.

(a) Three new paragraphs are inserted after the first paragraph as follows :—

“Notwithstanding anything to the contrary contained in any Act or law, it shall be lawful for the Board, with the approval of the Minister, to issue an order directing any person or persons named in the order requiring him or them to attend before a stipendiary magistrate, named in the order, for the purpose of being examined on oath before such stipendiary magistrate with respect to any matter within the jurisdiction of the Board.

Such stipendiary magistrate shall be notified by the Board of the order concerned, and he is hereby authorised and required to take any such examination ; and on completion thereof he shall forward the evidence of the person or persons concerned taken by him to the President of the Board.

For the purposes of this Act such evidence so taken shall have the same force and effect as if such evidence were taken before the Board.”

(b) In the second paragraph of the said section after the word “summoned” the words “or required to attend before a stipendiary magistrate (as the case may be)” are inserted ; also the word “travelling” is inserted before the word “expenses.”

(c) In the last paragraph, after the words “the Board” the words “or the stipendiary magistrate (as the case may be)” are inserted.

(d) A further paragraph is added to the said section, namely :—

“Notwithstanding anything hereinbefore contained, any medical practitioner (including a specialist) who has pursuant to the provisions of subsection four of section thirty-seven of this Act been summoned by the Board to attend an investigation for the purpose of ascertaining whether upon such investigation the Board is of opinion that the evidence has sufficiently established a *prima facie* case against such medical practitioner or specialist, and who having subsequently been charged before the Tribunal has been found by the Tribunal to be guilty of misconduct in a professional respect, shall not be allowed by the Board any expenses incurred by him in respect of his attendance before the Board for the purpose of such investigation.”

Amendment  
of s. 33.

4. Section thirty-three is amended by repealing subsection four thereof and inserting a new subsection in lieu thereof namely :—

“(4.) It shall be the duty of the assessors to advise the judge as to what in their opinion is the proper determination of any question of fact which may arise in respect of any matter before the Tribunal: moreover for the purpose of arriving at a proper determination of any such question of fact, the assessors shall have power and authority to put any question or questions to any witness attending before the Tribunal, and moreover may discuss, during the hearing of the proceedings before the Tribunal, any such questions of fact with any counsel appearing for any of the parties before such tribunal.”

Amendment  
of s. 35.

5. Section thirty-five of the Principal Act is amended as follows :—

In paragraphs (ix.), (x.), and (xi.) after the word “Director-General” occurring in each of the said paragraphs the words “and the nearest Government Medical Officer” are respectively inserted.