

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1923.

A BILL

To amend the Dentists Act, 1912, and certain other Acts; and for purposes connected therewith.

BE it enacted by the King'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 "Dentists Short title.
(Amendment) Act, 1923."

(2) The Dentists Act, 1912, as amended by subsequent Acts is herein referred to as the Principal Act.

6503

(3)

2.

2. The Principal Act is amended by omitting from section three the words “(b) a person is an operating dental assistant if he practises in dentistry as an assistant to a person practising in dentistry.”

Consequential amendment on the omission of section 10a of the Act. See s. 7.

3. The Principal Act is further amended by inserting the following new subsections at the end of section six :—

Amendment of Principal Act, s. 6.

(3) Every dentist shall in or before the month of October in each year, pay to the registrar a roll fee of ten shillings and sixpence for the following year.

Annual roll fee.

(4) If any dentist does not pay the roll fee in or before the month of October in any year, the board may remove his name from the register :

Provided that the name of a dentist shall not be removed from the register under this subsection unless the roll fee is still unpaid at the expiration of seven days after the posting of a registered letter addressed to him, notifying him that it is the intention of the board so to remove his name.

(5) If the name of any dentist is removed from the register under this section, the board shall restore his name to the register upon payment of the roll fee.

4. The Principal Act is amended by inserting the following paragraphs at the end of section seven :—

Amendment of Principal Act, s. 7.

Every district registrar appointed under the Registration of Births, Deaths, and Marriages Act, 1899 (including the Registrar-General in respect of deaths registered in the district of Sydney), upon registering the death of any dentist shall forthwith transmit notice of such death by post to the registrar of the dental board at Sydney, and the board shall upon receipt of such notice cause the name of such dentist to be removed from the register.

Death of dentist to be reported to board.

Every such district registrar shall be entitled to receive a fee of two shillings for each such notification ; and subsection two of section fifteen of the said Act shall apply to such fees.

Every such district registrar who knowingly fails to transmit such notice as aforesaid within two months after receiving information of any such death shall for every such offence be liable to a penalty not exceeding *five* pounds.

Penalty for failure to transmit notice.

5.

5. The Principal Act is further amended— Amendment
of Principal
Act, s. 8.

(a) by omitting from section eight the words “any registered dentist who makes use of any title or description which has not been conferred upon him by some body recognised by the board shall be deemed guilty of infamous conduct in a professional respect” and by inserting in lieu thereof the words :

“ A dentist shall be deemed guilty of infamous Infamous
conduct. conduct in a professional respect who—

- (i) makes use of any title or description other than one granted to him by some body recognised by the board ; or
- (ii) save as an employee of a dentist, or in such cases as may be prescribed, practises in dentistry in a name other than his own ; or
- (iii) allows the use of his name in connection with the practice of dentistry at premises at which he is not in regular attendance for the purpose of practice and supervision ; or
- (iv) advertises otherwise than in a manner approved by the board or prescribed.”

(b) by adding the following paragraph at the end of the said section :—

Every complaint respecting the conduct of any dentist lodged with the board shall be accompanied by a deposit of ten pounds. If after due inquiry as aforesaid the board is of opinion that the complaint is vexatious or frivolous in its nature, it shall so declare, and thereupon the sum so deposited shall be forfeited, and shall be paid by the Registrar to the Consolidated Revenue Fund. In the absence of such declaration as aforesaid the sum so deposited shall be refunded. Deposit on
complaint.

6. The Principal Act is further amended— Amendments.
Ibid. s. 10.

(a) by inserting in section ten after the words “any person who” the words “proves to the satisfaction of the board that he is of good character, and who” ; (b)

- (b) by omitting from paragraph (a) of the same section the words "and who proves to the satisfaction of the board that he is of good character";
- (c) by omitting paragraphs (b) and (c) of the same section;
- (d) by adding the following paragraph at the end of the same section:—

The term "recognised certificate" means a certificate, diploma, membership, degree, license, letters, testimonial, or other title, status, or document granted by some university, college, or other public institution in a British possession or foreign country, and which is recognised by the board as entitling the holder thereof to practise dentistry in such possession or country, and as furnishing sufficient guarantee of the possession of the requisite knowledge and skill for the efficient practice of dentistry.

Recognised certificate.

7. The Principal Act is further amended by omitting section 10A.

Amendment of Principal Act. Repeal of s. 10A.

8. (1) The Principal Act is further amended by omitting section eleven and by inserting the following section in lieu thereof:—

Amendment of Principal Act. Substituted s. 11.

11. The holder of a recognised certificate, as hereinbefore defined, shall not be entitled to be registered in virtue of such certificate under this Act as a dentist without further prescribed examination, unless he shows to the satisfaction of the board that by the laws or regulations in that behalf in force in the country where such certificate was issued, the right to practise dentistry therein is granted to persons who are registered as dentists under this Act by virtue of their being so registered and without further examination.

Reciprocal registration.

(2) Section seven of the Dentists (Further Amendment) Act, 1916, is omitted.

Consequential amendment.

9. The Principal Act is further amended by omitting from section twelve the words "or a person authorised by this Act to practise in dentistry."

Amendment of Principal Act. Consequential amendment on omission of s. 10A of Act. See s. 7.

10.

10. The Principal Act is further amended by omitting from section 12A the words "or a person practising in dentistry or acting as assistant to a dentist, under the authority of this Act."

Amendment of Principal Act, s. 12A.
Consequential amendment on omission of s. 10A.

11. The Principal Act is further amended by omitting section 12B and by inserting the following section in lieu thereof:—

Amendment of Principal Act.
New section.

12B. The name of a locum tenens required by a dentist to carry on his practice during a period of one month or more, shall be notified to the board.

Locum tenens.

12. The Principal Act is further amended by omitting from paragraph (c) of section thirteen the words "section eleven" and by inserting the words "this Act" in lieu thereof.

Amendment of Principal Act, s. 13.

13. The Principal Act is further amended by omitting from section seventeen the words "such fees" and by inserting in lieu thereof the words "all fees paid to the registrar under this Act or the regulations."

Amendment of Principal Act, s. 17.