

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
MEDICAL, DENTAL AND
SUPPLEMENTARY HEALTH
SERVICE PROFESSIONS
AMENDMENT BILL**

[B 62—97]

(As agreed to by the Portfolio Committee on Health (National Assembly))

[B 62A—97]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP
OP GENEESHERE, TANDARTSE
EN AANVULLENDE
GESONDHEIDSDIENSBEROEPE**

[W 62—97]

(Soos goedgekeur deur die Portefeuljekomitee oor Gesondheid (Nasionale Vergadering))

[W 62A—97]

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AMENDMENTS AGREED TO

MEDICAL, DENTAL AND SUPPLEMENTARY HEALTH SERVICE PROFESSIONS AMENDMENT BILL [B 62—97]

CLAUSE 6

1. On page 8, in line 10, after “reappointment” to insert “for one more term”.

CLAUSE 7

1. On page 8, in line 50, after “interest” to insert “and for just cause”.

CLAUSE 10

1. On page 10, in line 43, to omit “chief executive officer” and to substitute “secretary”.

CLAUSE 13

1. On page 14, after line 25, to insert the following paragraphs:

(g) to maintain and enhance the dignity of the profession and the integrity of the persons practising the profession; and
(h) to guide the profession and to protect the public.

CLAUSE 14

1. On page 16, from line 6, to omit paragraph (b) and to substitute:

(b) by the deletion in subsection (5) of the words “not exceeding five hundred rand”.

CLAUSE 16

1. On page 16, in line 45, after “council” to insert:

and persons doing community service in terms of section 24A

CLAUSE 18

1. On page 18, in line 43, after the second “appeal” to insert “to the appropriate High Court”.
2. On page 18, in line 44, to omit all the words after the first “decision” up to and including “given” in line 45.
3. On page 18, after line 45, to insert the following subsection:

(2) Notice of appeal must be given within one month from the date on which such decision was given.

CLAUSE 21

1. On page 20, from line 19, to omit paragraph *(b)*.

CLAUSE 22

1. On page 20, in lines 26 and 27, to omit “every person registering for a profession” and to substitute:

any person registering for the first time for a profession listed in the regulations
2. On page 20, in line 29, after “service” to insert “for a period of one year”.
3. On page 20, in line 35, to omit subparagraph *(i)*.

CLAUSE 23

1. On page 20, in line 43, after “registration” to insert “in a category”.

CLAUSE 33

1. On page 28, in lines 53 and 54, to omit “not exceeding **[five hundred rand] R5 000**” and to substitute “**[not exceeding five hundred rand]**”.

CLAUSE 34

1. On page 30, in lines 14 and 15, to omit “not exceeding **[five hundred rand] R5 000**” and to substitute “**[not exceeding five hundred rand]**”.

CLAUSE 35

1. On page 32, in lines 36 and 37, to omit “not exceeding **[five hundred rand] R5 000**” and to substitute “**[not exceeding five hundred rand]**”.

CLAUSE 37

1. On page 34, in lines 24 and 25, to omit “not exceeding **[five hundred rand] R5 000**” and to substitute “**[not exceeding five hundred rand]**”.

CLAUSE 40

1. On page 36, from line 33, to omit paragraph *(h)* and to substitute:

(h) by the deletion of paragraph *(a)* of subsection (10); and

CLAUSE 41

1. On page 36, in line 60, after “of” to insert “professional”.

2. On page 38, in line 35, to omit all the words after “words” up to and including “R1 000” in line 36 and to substitute:

“not exceeding one hundred rand” of the words “as determined by the Minister in consultation with the Minister of Justice by notice in the *Gazette*”;

3. On page 38, in line 58, to omit “not exceeding R5 000” and to substitute:

[not exceeding R5 000] as determined by the Minister in consultation with the Minister of Justice by notice in the *Gazette*

CLAUSE 56

1. On page 46, in lines 30 and 31, to omit “not exceeding [two hundred rand] R10 000” and to substitute:

[not exceeding two hundred rand] as determined by the Minister in consultation with the Minister of Justice by notice in the *Gazette*

CLAUSE 60

1. On page 52, after line 5, to add the following subsections:

(6) The Minister shall, not less than three months before any regulation is made under subsection (1), cause the text of such regulation to be published in the *Gazette* together with a notice declaring his or her intention to make such regulation and inviting interested persons to furnish him or her with any comments thereon or any representations they may wish to make in regard thereto.

(7) The provisions of subsection (6) shall not apply in respect of—
 (a) any regulation which, after the provisions of subsection (6) have been complied with, has been amended by the Minister in consequence of representations received by him or her in pursuance of the notice issued thereunder; and
 (b) any regulation in respect of which the Minister is advised by the council that the public interest requires it to be made without delay.

CLAUSE 61

1. On page 52, after line 42, to add the following subsection:

(2) The council shall, not less than three months before any rule is made in terms of this Act, cause the text of such rule to be published in the *Gazette* together with a notice declaring the council’s intention to make such rule and inviting interested persons to furnish the council with any comments thereon or any representations they may wish to make in regard thereto.

CLAUSE 68

1. On page 56, in line 34, after “title” to add “and commencement”.
2. On page 56, after line 37, to add the following subsection:
 - (2) Different dates may be fixed in terms of subsection (1) in respect of different provisions of this Act.