

MEDICAL REGISTRATION.

6 OF 1917.

TO PROVIDE FOR THE REGISTRATION OF MEDICAL PRACTITIONERS.

JOHN E. CLAUSON.]

[June 23, 1917.

1. This Law may be cited as the Medical Registration Law, 1917. Short title.
2. In this Law :— Interpre-
tation.
 - “ Register ” means the Medical Register to be kept under this Law.
 - “ Practitioner ” means a person whose name is on the register.
3. The words “ legally qualified medical practitioner ” or “ licensed medical practitioner,” or any words importing a person recognized by law as a medical practitioner or member of the medical profession, when used in any law of the Island, shall be construed to mean a person registered under this Law. Definition
of medical
practitioner,
etc.
- 4.—(1) There shall be hereby constituted a body of persons, hereinafter referred to as the Medical Assessors, whose duties shall be to decide upon applications of persons desiring to have their names placed upon the register and subject to the provisions hereinafter contained to give such persons the certificate hereinafter mentioned. Medical
Assessors.
 - (2) The Medical Assessors shall be constituted of the following persons, namely, the Chief Medical Officer and two other practitioners to be appointed by the High Commissioner in Council: Provided that the High Commissioner in Council may from time to time displace either of the said two practitioners and shall in such case or in case either of them shall cease to be a Medical Assessor by death, resignation or otherwise appoint another practitioner in his place, and may appoint a practitioner to act temporarily as a Medical Assessor during the absence or temporary incapacity to act of a Medical Assessor.
5. The Chief Medical Officer shall be the Registrar under this law and shall keep a register, to be called “ The Medical Register,” of all persons who are entitled in accordance with the provisions of this Law and shall desire to have their name placed upon the register. Registrar to
keep the
Medical
Register.

Persons entitled to be registered.

6. The following persons, and no other persons, shall be entitled to be registered under this Law, namely:—

- (a) Every person who, at the date of the coming into operation of this Law, is duly registered in the existing medical register.
- (b) Every person to whom a certificate shall be granted in pursuance of section 9.
- (c) Every person whose name is directed to be placed on the register in pursuance of section 13.

Persons licensed at date of law.

7. The Registrar shall forthwith place on the register without payment of any fee the names and qualifications of all persons who at the date of the coming into operation of this Law were duly registered in the existing medical register.

Application to be made to Registrar.

8. Where any person who is not duly registered in the existing medical register at the date of the coming into operation of this Law desires to be registered under this Law he shall make application to the Registrar and shall submit such evidence as may be necessary to shew that he is entitled to be so registered.

Meetings of Medical Assessors for grant of certificate.

9.—(1) The Registrar shall within thirty days after receipt of the application summon a meeting of the Medical Assessors. The Medical Assessors shall meet together and examine the documents evidencing the qualifications of the applicant, and in case it shall appear to them that the applicant—

- (a) has attained the age of twenty-one years;
- (b) is of good character certified in writing by two practitioners or other persons of good standing satisfactory to the Medical Assessors; and
- (c) is possessed of one or more of the qualifications mentioned in the First Schedule;

they shall grant him a certificate in the form in the Second Schedule.

(2) The Medical Assessors may, if they think fit, require any applicant to appear before them in person, and may require him to testify on oath concerning his qualifications before a Magistrate.

Registration and fee.

10. The Registrar shall upon production to him by the applicant of a certificate in the form in the Second Schedule and upon payment of the fee of £5 place the name of the applicant on the register.

11. The Registrar shall in the month of January in every year cause to be published in the *Cyprus Gazette* the names and addresses of the Medical Assessors and a list in alphabetical order according to surnames of persons appearing on the register on the first day of January in every year with their medical qualifications.

Names of practitioners to be published every year.

A copy of the *Cyprus Gazette* for the year in which the list is last published shall be evidence in all Courts and before all others, that the persons therein named are practitioners: Provided always that in the case of any practitioner whose name does not appear in the list last published as aforesaid, a certificate under the hand of the Registrar shall be evidence that such person is a practitioner; and the Registrar shall on application for such a certificate grant the same on payment of a fee of 2s. 4½cp.

12. Every practitioner who has obtained or may obtain any higher degree or any qualification other than the qualification in respect of which he may have been registered, shall be entitled to have such higher degree or additional qualification inserted in the register in substitution for or in addition to the qualification previously registered, without payment of any fee, on producing a certificate under the hands of the Medical Assessors that he has obtained such higher degree or additional qualification; and the Medical Assessors shall grant the certificate on the applicant producing to them, through the Registrar, the documents evidencing the higher degree or additional qualification.

Practitioner may have qualifications subsequently obtained inserted on the register.

13. If an applicant for registration shall be dissatisfied with the decision of the Medical Assessors, he may appeal to the Chief Justice in chambers, by petition to be lodged with the Registrar. The Registrar shall within ten days after the petition is lodged, transmit the same to the Chief Justice. The Chief Justice shall, with the assistance, if he shall require it, of two practitioners, other than the Medical Assessors, hear and determine such appeal, and in case he shall consider the applicant duly qualified and entitled to be registered under this Law, he shall direct the Registrar to place the name of the applicant on the register upon payment by the applicant of the fee prescribed in section 10.

Appeal from Assessors' decision.

14.—(1) If a practitioner—

- (a) shall be convicted of any crime which may involve a punishment of more than three years' imprisonment, or,
- (b) shall be deprived of the qualifications under which he is registered by the body which granted them, or,
- (c) shall die, or,

Practitioner's name, when to be erased.

(d) shall be absent from the Island for a period exceeding two years,

the Registrar shall erase the name of such practitioner from the register:

Provided that if the name of a practitioner shall have been erased in consequence of absence and he shall return to the Island the Medical Assessors shall on the application of such practitioner grant a new certificate to him and he shall be entitled to have his name restored to the register without the payment of any fee.

Medical Board to enquire into charge of infamous conduct.

(2) The High Commissioner in Council may, on the application of the Medical Assessors, who may act of their own knowledge or upon written information, appoint a Medical Board, consisting of the Medical Assessors and two other practitioners and two persons not being practitioners, for the purpose of enquiry into the professional conduct of a practitioner. The Medical Board may enquire into the professional conduct of a practitioner, and if the Board shall find him guilty of any infamous or disgraceful conduct in any professional respect, they may direct the Registrar to erase the name of the practitioner from the register for such time as they shall think fit, and the Registrar shall communicate the decision forthwith to the practitioner. From the decision of the Board an appeal shall lie to the Supreme Court.

(3) Such appeal shall be made by lodging a petition with the Registrar within ten days of the communication to him of the decision of the Board. The Registrar shall within ten days after the petition is lodged transmit the same, together with all papers or copies thereof in the case, to the Registrar of the Supreme Court. The Supreme Court shall hear and determine such appeal in such manner as it shall think fit and may make such order as to the erasure of the name of the practitioner from the register as the Court shall think fit. Pending an appeal the name of the practitioner shall not be erased from the register.

Only practitioners entitled to recover fees

15. No person, other than a practitioner, shall be entitled in any Court to recover any charge for any medical or surgical advice or attendance, or for the performance of any operation, or for any medicine which he shall have both prescribed and supplied.

or to hold certain appointments

16. No person, other than a practitioner, shall hold any appointment as a physician, surgeon, or other medical office in any hospital, infirmary, dispensary, lunatic asylum, gaol, penitentiary, house of correction, police station, or other public establishment, body or

institution, or to any friendly or other society for affording mutual assistance in sickness, infirmity or old age, or as a medical officer of health, or as a medical attendant on the poor.

17. No medical certificate required by any law now in force or that may hereafter be passed shall be valid unless it shall be signed by a practitioner.

or to sign a certificate required by any law.

18. Every practitioner shall be entitled to practise medicine, surgery, and midwifery and to demand and recover in any Court reasonable charges for professional aid, and the cost of any medicines, or other medical or surgical appliances supplied by him.

Privileges of practitioners.

19. Any person who wilfully procures or attempts to procure his name to be put on the register by making or producing, or causing to be made or produced, any false or fraudulent representation or declaration either verbally or in writing, and any person who assists him therein, shall be liable to a fine not exceeding £20 or in default of payment to imprisonment for any term not exceeding three months with or without hard labour.

Penalty for obtaining registration by false representations.

20. Any person who wilfully and falsely pretends to be, or takes or uses the name or title of, a physician, doctor of medicine, licentiate in medicine or surgery, bachelor of medicine, surgeon, general practitioner, or takes or uses any name, title, addition, or description implying that he is a practitioner shall for each such offence be liable to a fine not exceeding £20, or in default of payment to imprisonment for any term not exceeding three months with or without hard labour.

Penalty for pretending to be a practitioner.

21. Any person, not being a practitioner, who shall practise medicine or surgery, or perform any surgical operation, or give any medical opinion or advice, or prescribe any medical or surgical treatment in respect of which he shall demand or receive any fee or reward under any pretext whatsoever, shall for each such offence be liable to a fine not exceeding £20, or in default of payment to imprisonment for any term not exceeding three months with or without hard labour.

Penalty on unregistered person for receiving fee.

22. All fees received by the Registrar under this Law shall be paid to the Treasurer for the benefit of the general revenue.

Registration fees paid to revenue.

23. The Medical Assessors and members of the Medical Board shall act in those capacities without fee or reward, but Medical Assessors or members of the Medical Board who are required to travel for the purpose of attending a meeting of Medical Assessors or of the Medical Board shall be entitled to receive travelling

Travelling allowance to Medical Assessors and members of Medical Board.

allowance, including subsistence allowance, at such rate as the High Commissioner in Council may by order prescribe.

FIRST SCHEDULE.

As amended
by 4, 1918, 3.

A degree or diploma in respect of which the holder would be entitled by Law to practise medicine, surgery and midwifery in the United Kingdom or in any British possession or in any country in Europe or in the United States of America.

Provided that where it is necessary in order that a person may practise medicine, surgery and midwifery in any of the said countries that he should be a subject of that country, it shall be sufficient for the purposes of this law if the degree or diploma would entitle the holder to practise medicine, surgery and midwifery in the country in which such degree or diploma was granted if he were a subject of that country.

SECOND SCHEDULE.

We hereby certify that we have examined the documents evidencing the qualification of A.B. to be registered under the Medical Registration Law, 1917, and we hereby find that the said A.B. holds (*here state degree, diploma, or licence of the said A.B.*) and that he is entitled to be registered under the said Law.

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| C. D. | } <i>Medical</i> | |
| E. F. | | } <i>Assessors.</i> |
| G. H. | | |

MERCHANDISE MARKS.

12 OF 1892.

RELATING TO FRAUDULENT MARKS ON MERCHANDISE.

[October 28, 1892.]

Definitions.

As amended
by 3, 1913, 2.

1.—(1) For the purposes of this Law,—

The expression "Trade Mark" includes any trade mark which, either with or without registration, is protected by law in Great Britain or any British possession or Cyprus or foreign state, with the Government of which Her Majesty the Queen has for the time being any arrangement for the mutual protection of inventions, designs or trade marks.