

Dist. Court
Lemassol



SUPPLEMENT No. 2

TO

THE CYPRUS GAZETTE No. 3539 OF 17TH JANUARY, 1951.

LEGISLATION.

THE STATUTE LAWS OF CYPRUS

No. 1 of 1951. ✓

A LAW TO REGULATE THE PRACTICE OF NURSING AND
MIDWIFERY.

A. B. WRIGHT,]
Governor.

[11th January, 1951.]

BE it enacted by His Excellency the Governor and
Commander-in-Chief of the Colony of Cyprus as
follows :—

1. This Law may be cited as the Nursing and Midwifery Short title.
Law, 1951.

Interpretation.

*added by s. 2 of L. 23/55
 definitions of "category of
 nursing, nurse, student
 nurse" to be inserted
 proper alphabetical
 order.*

2. In this Law, unless the context otherwise requires—
 "Director" means the Director of Medical and Health Services and includes any medical officer in the public service authorized by him to act on his behalf for all or any purposes of this Law ;

"Registrar" means the person appointed by the Governor by notice published in the *Gazette* to be the Registrar for the purposes of this Law ;

"special licence" means a licence to practise nursing issued under section 10.

Nursing and
 Midwifery
 Council.

3.—(1) There shall be constituted a Nursing and Midwifery Council (in this Law referred to as "the Council") which shall consist of—

- (a) the Director ;
- (b) two medical officers in the public service ;
- (c) two registered medical practitioners in private practice ;
- (d) two registered nurses, one of whom shall be the Senior Matron in the Government Nursing Service ;
- (e) two registered midwives, one of whom shall be a midwife in the service of Government in the Medical and Health Department.

(2) The Director shall be the Chairman of the Council and, in case of equality of votes, he shall have a casting or second vote.

(3) Members of the Council, other than the Director and the Senior Matron, shall be appointed by the Governor and shall hold office for a period of three years from the date of their appointment :

Provided that the Governor may, at any time, revoke the appointment of any such member.

(4) During the absence from Cyprus or incapacity of any appointed member of the Council, the Governor may appoint in his or her place any other person who possesses the qualifications required with regard to the particular absent member as in sub-section (1) provided, to be a temporary member during such absence or incapacity.

(5) The Council shall meet at such times and place as the Chairman shall appoint and the Chairman with four other members shall form a quorum.

(6) Notices and all documents and communications from the Council shall be signed by the Chairman and communications to the Council shall be addressed to the Chairman.

Registers of
 nurses and
 midwives.

4.—(1) The Registrar shall keep—

- (a) a Register in the prescribed form of all persons registered as nurses under the provisions of this Law ;

*added by new para (a)
 under sec 3 of Law 23/55*

(b) a Register in the prescribed form of all persons registered as midwives under the provisions of this Law.

(2) The Registrar shall keep both Registers up to date making therein such alterations as may be necessary with regard to addresses or qualifications of the persons registered and erasing from the Register the name of any person who has died or ceased to be qualified or whose name is removed from the relative Register under the provisions of this Law.

5.—(1) Whenever any person registered under this Law changes his or her address, he or she shall, forthwith, notify his or her new address to the Registrar. Notification of change of address.

(2) The Registrar may write a letter to any registered person, addressed to him or her at the address as given in the particular Register, to inquire whether he or she has changed his or her residence, and, if he does not receive an answer to such letter within six months of the sending thereof, he may erase from the Register the name of such person, provided always that the same may, subject to the provisions of section 4 (2), be restored at the request of such person.

6. A list of all persons registered and qualified up to date in both Registers shall be published by the Registrar in the *Gazette* in the month of January in each year and a copy of the *Gazette* for the year in which the list is last published shall be *prima facie* evidence in all legal proceedings that the persons therein named are nurses or midwives, as the case may be, and the absence of the name of any person from such copy shall be *prima facie* evidence that such person is not so registered: Publication of copies of registers.

Provided that, in the case of any nurse or midwife who has been registered since the last publication as aforesaid, a certificate under the hand of the Registrar shall be evidence that such person is a nurse or midwife.

7.—(1) No person shall practise nursing or midwifery for purposes of gain who is not, as the case may be— Who may practise nursing or midwifery.

- (a) registered as a nurse or midwife in the manner hereinafter provided;
- (b) specially licensed as a nurse in the manner hereinafter provided;
- (c) a medical practitioner registered under the Medical Registration Laws, 1936 to 1943.

(2) Applications for registration as a nurse or midwife or for a special licence as a nurse shall be made to the Registrar and the Registrar shall place the same before the Council and the Council shall decide upon the matter and shall notify its decision to the Registrar for compliance.

22 of 1936
12 of 1939
16 of 1943

repealed by sec
of law 23/55. re
sec. substituted

(3) Any person who shall practise nursing or midwifery contrary to the provisions of sub-section (1) shall be guilty of an offence and shall be liable to imprisonment not exceeding three months or to a fine not exceeding twenty-five pounds or to both such imprisonment and fine.

Qualifications for nurses.

8. A person shall be entitled to be registered as a nurse who satisfies the Council that he or she—

- Repealed by sec 8 of Law 23/55. new sec substituted*
- (a)—(i) has attained the age of 20 years ; and
 - (ii) holds a certificate of competency in nursing granted under this Law ; and
 - (iii) is a person of good character ; or
 - (b) has been registered either generally as a nurse for the sick or, particularly, as a nurse of some special class in any part of His Majesty's dominions outside Cyprus ; or
 - (c) has received a certificate of training as a nurse from the Nursing School of the American University of Beirut or such other training school or institution for nurses as the Council may, from time to time, approve.

Qualifications for midwives.

9. A person shall be entitled to be registered as a midwife who satisfies the Council that she—

- (a) is, at the date of the coming into operation of this Law, registered under the provisions of the Midwifery Laws, 1932 and 1936 ; or
- (b)—(i) has attained the age of 20 years ; and
- (ii) holds a certificate of competency in midwifery granted under this Law ; and
- (iii) is a person of good character ; or
- (c) produces a certificate granted by the Central Midwives Board in London or by any body or institution that may, from time to time, be approved by the Council.

Special licence to practise nursing.

10. Notwithstanding anything in this Law contained, the Registrar, if so directed by the Council, shall issue a special licence to any person who, at the date of the commencement of this Law, is bona fide engaged in nursing and who—

- Repealed by sec 2 of Law 20/55*
- (a) applies therefor within twelve months of the commencement of this Law ; and
 - (b) satisfies the Council that he or she has been so engaged for not less than three years immediately before the commencement of this Law,

and the Registrar shall keep, publish and revise a list of such persons so specially licensed in the same manner as the Register of nurses.

11. The Council shall constitute a Board to examine candidates for certificates of competency to be granted to those who satisfy them that they are competent to practise as nurses or midwives, as the case may be.

Board of
Examiners.

12. Any entry in the Register which is proved to the satisfaction of the Council to have been procured by fraud or misrepresentation shall be erased from the Register and any entry proved to be incorrect may be corrected :

Fraudulent
or incorrect
entries.

Provided that a record of the reason for every such erasure or correction shall be inserted in the Register and signed by the Registrar.

13.—(1) It shall be the duty of every medical officer in the public service to bring to the notice of the Registrar the name of any registered nurse or midwife or a nurse practising by special licence under the provisions of this Law, who, in his opinion, is, by reason of disgraceful conduct in any professional respect or from negligence, age, or any other cause, unfit or incapable to perform efficiently the functions of a nurse or midwife. On receipt of the communication the Registrar shall refer the matter to the Council and the Council, after due enquiry, may cause the certificate of registration or the special licence of such person to be cancelled and his or her name removed from the relative Register or from the list kept under the provisions of section 10 :

Enquiry
by Council.

Provided that, in any case, the Council may proceed to an enquiry as hereinbefore provided on its own motion.

(2) Any person whose name has been removed from the Register or from the list as hereinbefore provided, may apply to the Council for the reinstatement of his or her name in the Register or such list and the Council, if satisfied that the reasons for the removal no longer exist or that, for any other reason, there is no objection to such reinstatement, may direct the Registrar to replace his or her name in the Register or the list.

14. Any person aggrieved by any decision of the Council under section 13 (1) may, within twenty-one days from the communication to him or to her of the decision, appeal to the Governor in Council whose decision thereon shall be final and conclusive.

Appeals.

15.—(1) The Governor in Council may make regulations to be published in the *Gazette* as to—

Power to
Governor
in Council
to make
regulations.

(a) the holding of examinations for the grant of certificates of competency in nursing or midwifery and the subjects to be prescribed for such examinations ;

N_o 297/52

p. 303

- (b) the personal hygiene of nurses or midwives ;
- (c) the care of women by midwives during pregnancy, parturition and in the puerperium ;
- (d) the management of infants by midwives ;
- (e) any matter required to be prescribed under this Law ;
- (f) penalties not exceeding twenty-five pounds for the breach of any regulation ; and
- (g) any other matter with respect to which it is necessary to make provision for the purpose of the better carrying into effect of the provisions of this Law.

(2) In addition to any penalty for the breach of any regulation by any nurse or midwife, the Court may order that—

- (a) the nurse or midwife be suspended from practice for a period not exceeding three months ; or
- (b) the certificate of registration or the special licence be forfeited.

Fees.
Schedule.

16. The fees in the Schedule to this Law shall be charged and paid in respect of the several matters specified therein :
Provided that the Governor in Council may vary such fees.

Date of
coming into
operation.
14 of 1932
24 of 1936

17. This Law shall come into operation upon a date to be fixed by notice by the Governor in the *Gazette* and, thereupon, the Midwifery Laws, 1932 and 1936, shall be repealed.

SCHEDULE—(Section 16).

FEES.

Matters in respect of which fees are to be paid:—

- (1) for the grant of a certificate under section 6.. .. 1s.
- (2) for the issue of a special licence under section 10 .. 1s.
- (3) for the grant of a certificate of competency under section 11 10s.

11th January, 1951.

O. R. ARTHUR,
Acting Colonial Secretary.