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This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representatives,
21st July, 1880.*

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

Mr. De Lautour.

DENTISTS.

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A BILL INTITULED

AN ACT to provide for the Registration of Dentists qualified to practise in New Zealand. Title.

WHEREAS it is desirable to provide for the registration of persons practising as dentists: Preamble.

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

5 1. The Short Title of this Act is "The Dentists Act, 1880." Short Title.

2. In this Act, if not inconsistent with the context,— Interpretation.

"Senate" means the Senate of the University of New Zealand;

"Dentist" means a person registered under this Act;

10 "Registration" and "registered" respectively mean registration under this Act and registered under this Act;

"The said Act" means and includes the Imperial Act, 21 and 22 Vict., and entitled "The Dentists Act, 1878;"

"Registrar-General" means the Registrar-General of Births, Deaths, and Marriages.

15 3. From and after the first day of June, one thousand eight hundred and eighty-one, a person other than a legally qualified medical practitioner shall not be entitled to take or use the name or title of dentist (either alone or in combination with other words) or of dental practitioner, or any name, title, addition, or description implying that he is registered under this Act, or that he is a person specially qualified to practise dentistry, unless he is registered under this Act. Registration compulsory. Sec. 3 Imperial Act.

	Any person who, after the <i>first</i> day of June, one thousand eight hundred and eighty-one, not being registered under this Act, takes or uses any such name, title, addition, or description as aforesaid, shall be liable, on summary conviction, to a fine not exceeding <i>twenty</i> pounds: Provided that nothing in this section shall apply to any person registered under the said Act, or to any legally qualified medical practitioner.	5
Unregistered persons may not recover.	4. A person registered under this Act shall be entitled to practise dentistry and dental surgery in any part of New Zealand, and from and after the first day of June, one thousand eight hundred and eighty-one, a person shall not be entitled to recover any fee or charge in any Court for the performance of any dental operation or for any dental attendance or advice, unless he is registered under this Act, or is registered under the said Act, or is a legally-qualified medical practitioner.	10
Qualifications for registration.	5. Any person who— (a.) Is registered under the said Act; (b.) Is entitled to be registered under the said Act; (c.) Is at the passing of this Act <i>bond fide</i> engaged in the practice of dentistry or dental surgery, either separately or in conjunction with the practice of medicine, surgery, or pharmacy; or (d.) Or shall produce or cause to be produced before the Registrar-General a declaration made by any person who at the time of the making of such declaration was registered under the said Act, in the form contained in Schedule B of this Act, (d.) Is entitled to be registered as a foreign or colonial dentist, shall be entitled to be registered under this Act.	15 20 25
	<i>New Clauses.</i>	
Colonial dentists.	6. Any person showing that he holds some recognized certificate, as hereinafter defined, granted in a British possession, and that he is of good character, shall upon payment of the registration fee be entitled, without examination, to be registered under this Act.	30
Foreign dentists.	7. Any person showing that he holds some recognized certificate, as hereinafter defined, granted in a foreign country, and that he is of good character, and either continues to hold such certificate or has not been deprived thereof for any cause which disqualifies him for being registered under this Act, shall upon payment of the fees be entitled, without examination, to be registered under this Act.	35
Foreign or colonial certificates.	8. The certificate granted in a British possession or in a foreign country, which is to be deemed such a recognized certificate as is required for the purposes of this Act, shall be such certificate, diploma, membership, degree, license, letters, testimonial, or other title, status, or document as may be recognized by the Board of Examiners as entitling the holder thereof to practise dentistry or dental surgery 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 or dental surgery.	40
	9. If a person is refused registration as a colonial dentist or as a foreign dentist, the Board of Examiners shall, if required by him, state in writing the reason for such refusal; and if such reason be that the certificate held or obtained by him is not such a recognized certificate as above defined, such person may appeal to the Governor in Council, and the Governor in Council may, after hearing the Board of Examiners, order the Board of Examiners to recognize such certificate, and such order shall be duly obeyed.	45 50

6. 10. When a person entitled to be registered under this Act produces or sends to the Registrar-General the document conferring or evidencing his qualification, with a statement of his name and address, and the other particulars, if any, required for registration, and pays the registration fee, he shall be registered in the Dentists' Register : Provided that a person shall not be registered under this Act as having been at the passing thereof engaged in the practice of dentistry, unless he produces or transmits to the Registrar before the *first* day of June, one thousand eight hundred and eighty-one, information of his name and address, and a declaration signed by him in the form of *the* Schedule A of to this Act : ~~Provided also that the Registrar General may, if he see fit, require any person who may apply for registration as a person entitled to be registered under the said Act, to produce evidence that he is so registered under the said Act, before entering such person so applying on the register under this Act.~~
- Registration.
- Existing practitioners :
entitled to be
registered.

New Clauses.

- 15 11. The Senate may from time to time appoint a Board or Boards of Examiners for the purpose of conducting examinations and granting certificates under this Act.

Each of such Boards shall be called Boards of Examiners in Dental Surgery or Dentistry, and shall consist of not less than six members, who shall be either qualified medical practitioners or persons registered under this Act.

- 20 12. The persons appointed by the Senate shall continue in office for such period, and shall conduct the examinations in such manner, and shall grant certificates in such form, as such Senate may from time to time by by-laws or regulations respectively direct.

- 25 13. A casual vacancy in any such Board of Examiners may be filled by the Senate which appointed such Board, but the person so appointed shall be qualified as the person in whose stead he is appointed, and shall hold office for such time only as the person in whose stead he is appointed would have held office.

- 30 14. Such reasonable fees shall be paid for the certificates to be granted under this Act by the Board of Examiners, as the Senate may from time to time by by-laws or regulations respectively direct.

- 35 15. If it appears to the Senate that an attempt has been made, by any Board of Examiners, to impose on any candidate offering himself for examination an obligation to adopt or refrain from adopting the practice of any particular theory of dentistry or dental surgery, as a test or condition of admitting him to examination or granting a certificate of fitness under this Act, the Senate may represent the same to the Governor in Council, and the Governor in Council may thereupon issue an injunction to the authority so acting, directing them to desist from such practice ; and in the event of their not complying therewith, then to order that such authority shall cease to have power to confer any right to be registered under this Act so long as they continue such practice.
- 40

- 45 7. 16. Any person who wilfully procures or attempts to procure himself or any other person to be registered under this Act, by making or producing or causing to be made or produced any false or fraudulent representation or declaration, either verbally or in writing, shall be deemed guilty of a misdemeanour, and shall, on conviction, be liable to be imprisoned for any term not exceeding twelve months.
- Penalty for fraudulent registration.

New Clause.

- 50 17. Any Registrar who wilfully makes or causes to be made any falsification in any matter relating to any register under this Act, shall be liable to be imprisoned for any term not exceeding twelve months.

Dentists.

REGISTRATION.

- Registration in Dentists' Register.** 8. 18. The Registrar-General shall keep in his office a book in which shall be inserted the names and residences of all persons registered under this Act, which book is referred to herein as the "Register" or "Dentists' Register."
- Certificate to issue.** 9. 19. On application made to him at any time for that purpose by any registered dentist, the Registrar-General shall issue to such applicant a certificate of registration. 5
- Public may inspect. Registrar to purge Register.** 10. 20. The book as aforesaid shall be open to inspection by the public. 11. 21. The Registrar-General shall, from time to time, erase the names of all registered persons who shall have died, and shall, from time to time, make the necessary alterations in the addresses of the persons registered under this Act. 10
- Publication of Register.** 12. 22. A true copy of the register aforesaid, certified by the Registrar-General to be a true copy, shall, in the month of December in each year, be sent to the Colonial Secretary, and shall by him be published in the *New Zealand Gazette* of the colony, and any copy of the register so published shall be evidence in all Courts of law and before all Resident Magistrates and Justices of the Peace and others that the persons therein specified are registered according to the provisions of this Act: Provided that, in the case of any person whose name does not appear in such copy, a certified copy, under the hand of the Registrar-General, of the entry of the name of the person shall be evidence that such person is registered. 15 20
- Fees.** 13. 23. The Registrar-General shall take and receive the under-mentioned fees:—

On application	<i>One pound.</i>	
Certificate of registration	<i>Five shillings.</i>	
Any alteration of register	<i>Five shillings.</i>	25
Inspection of register	<i>Two shillings.</i>	
- Fees to be Consolidated Fund.** 14. 24. All fees accruing under this Act shall form part of the Consolidated Fund of the colony.

Schedule.

SCHEDULE A.

DECLARATION required to be made by a Person who claims to be registered on the ground that he was *bond fide* engaged in the Practice of Dentistry at the date of the passing of "The Dentists Act, 1880."

I, _____, residing at _____, hereby declare that I was *bond fide* engaged in the practice of dentistry at _____ at the date of the passing of "The Dentists Act, 1880."

(Signed.)

(Witness)

Dated this _____ day of _____, 18 _____.

Struck out.

SCHEDULE B.

DECLARATION required to be made by a Registered Dentist who is willing to give a Certificate to any Pupil that such Pupil has been continuously in his Employment for not less than Three Years.

I, _____, residing at _____, hereby declare that I am a registered dentist under the Imperial Act, 21 and 22 Vict., entitled "The Dentists Act, 1878," and that A.B. has been continuously employed by me for the space of three years as a pupil, and is well qualified to practise as a dentist.

(Signed.)

(Witness)

Dated this _____ day of _____, 18 _____.