

Serial Number 1945/11



**THE NURSES AND MIDWIVES REGULATIONS 1938,
AMENDMENT NO. 3**

C. L. N. NEWALL, Governor-General

At the Government Buildings at Wellington, this 14th day of
February, 1945

Present :

THE RIGHT HON. P. FRASER PRESIDING IN COUNCIL

PURSUANT to the Nurses and Midwives Registration Act, 1925, the Nurses and Midwives Registration Amendment Act, 1939, and the Nurses and Midwives Registration Amendment Act, 1944, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Nurses and Midwives Regulations 1938, Amendment No. 3.

2. These regulations shall be read with and form part of the Nurses and Midwives Regulations 1938* (hereinafter called the principal regulations).

3. These regulations shall come into force on the day following notification in the *Gazette* of the making hereof.

4. Clause (3) of Regulation 1 of the principal regulations, as amended by the Nurses and Midwives Regulations 1938, Amendment No. 2†, is hereby further amended by inserting, next after the definition of "Grade 'B' training-school", the following additional definitions :—

“ ‘ Psychiatric nurses' training-school ' includes a Grade ' A ' psychiatric training-school and a Grade ' B ' psychiatric training-school as hereby defined :

“ ‘ Grade " A " psychiatric training-school ' means a public institution under the Mental Defectives Act, 1911, for the time being approved by the Board as a training-school for psychiatric nurses in which a complete course may be given :

* Statutory Regulations 1938, Serial number 1938/80, page 346.

† Statutory Regulations 1940, Serial number 1940/102, page 350.

“ ‘Grade “B” psychiatric training-school’ means a public institution under the Mental Defectives Act, 1911, for the time being approved by the Board as a training-school for psychiatric nurses in which such limited period of training as may be determined by the Board may be given :

“ ‘Pupil psychiatric nurse’ means a person of either sex who has been accepted by the Director-General of Mental Hospitals for training as a psychiatric nurse in a psychiatric nurses’ training-school.”

5. The principal regulations are amended by inserting, next after Regulation 11 thereof, the following additional regulations and prefixed headings :—

“IIA. Approval of Training-schools for Psychiatric Nurses

“(1) The Board may from time to time approve any public institution within the meaning of the Mental Defectives Act, 1911, as a training-school for psychiatric nurses, such approval being expressed to be under the Nurses and Midwives Regulations 1938, Amendment No. 3, and declaring whether such institution is approved as a Grade ‘A’ psychiatric training-school or a Grade ‘B’ psychiatric training-school.

“(2) The Director-General of Mental Hospitals may apply to the Board through the Secretary to have a public institution within the meaning of the Mental Defectives Act, 1911, approved as a Grade ‘A’ psychiatric training-school and shall, upon such application, furnish to the Board the names of the persons who will constitute the teaching staff.

“(3) No institution shall be approved by the Board as a Grade ‘A’ psychiatric training-school unless—

“(a) There is a Matron for the institution who is a registered psychiatric nurse and approved by the Board ;

“(b) There can, in the Board’s opinion, be given at the institution the course of instruction referred to in these regulations ; and

“(c) The other requirements in regard to the training of psychiatric nurses set out in these regulations can, in the Board’s opinion, be adequately complied with.

“(4) The Director-General of Mental Hospitals may apply to the Board through the Secretary to have a public institution within the meaning of the Mental Defectives Act, 1911, approved as a Grade ‘B’ psychiatric training-school and shall, upon such application, furnish to the Board such particulars relating to the training available at such institution as the Board may require.

“(5) The Board may approve as a Grade ‘B’ psychiatric training-school any institution in respect of which application has been made for such approval if in the opinion of the Board such institution is not eligible for approval as a Grade ‘A’ psychiatric training-school for psychiatric nurses but is capable of providing such part of the required training as the Board thinks necessary.

“(6) No institution shall be approved by the Board as a Grade ‘B’ psychiatric training-school unless—

“(a) There is a Matron for the institution who is a registered psychiatric nurse and approved by the Board ;

- “(b) There can be given at the institution such portion of the course of instruction hereinafter referred to as the Board thinks necessary; and
- “(c) The other requirements in regard to the training of psychiatric nurses hereinafter set out can be complied with so far as the Board thinks necessary.
- “(7) If at any time, in respect of a Grade ‘A’ psychiatric training-school or a Grade ‘B’ psychiatric training-school, either—
- “(a) There is no Matron or the Matron is not a registered psychiatric nurse approved by the Board; or
- “(b) The Board has in its discretion resolved that its approval of the Matron be revoked; or
- “(c) In the opinion of the Board the course of instruction referred to in these regulations (or, in the case of a Grade ‘B’ psychiatric training-school, such portion of the said course of instruction as the Board at that time thinks necessary) is not being given; or
- “(d) In the opinion of the Board the other requirements in regard to the training of psychiatric nurses set out in these regulations are not adequately complied with (or, in the case of a Grade ‘B’ psychiatric training-school, are not complied with so far as the Board at any time thinks necessary); or
- “(e) The training of psychiatric nurses is not conducted in all respects to the satisfaction of the Board, then, and in any such case, the Board may, after giving to the Director-General of Mental Hospitals not less than three months’ notice of its intention so to do, revoke its approval of such institution as a training-school for psychiatric nurses.

“11B. *Duration of Course of Training for Psychiatric Nurses*

- “(1) The period of training required to be undergone by every person seeking to be registered as a psychiatric nurse under section 3 (1) (a) of the Nurses and Midwives Registration Amendment Act, 1944, shall be one of the periods prescribed by this regulation.
- “(2) The period of training for psychiatric nurses shall be one of the following periods—
- “(a) In the case of a nurse registered under Part II of the principal Act, a period of two years; or
- “(b) In the case of any other person, a period of three years.
- “(3) The period of training shall be undergone either—
- “(a) Wholly in a Grade ‘A’ psychiatric training-school; or
- “(b) Partly in a Grade ‘B’ psychiatric training-school and completed in a Grade ‘A’ psychiatric training-school.
- “(4) For the purposes of this regulation the period of training prescribed herein shall be deemed to include any period or periods of training undergone in any public institution under the Mental Defectives Act, 1911, between the 1st day of January, 1942, and the date of coming into force of these regulations.
- “(5) Except as hereinafter provided, the whole of the period of training required to be undergone in a Grade ‘A’ psychiatric training-school or in a Grade ‘B’ psychiatric training-school respectively shall be undergone in one such institution:

“ Provided that any person who is unable to complete the period of training in one institution may, on special conditions to be approved by the Board in each case, be allowed to complete such period in such institution or institutions as the Board may direct.

“ *11c. Course of Training for Psychiatric Nurses*

“ (1) The course of training required to be received by every person seeking to be registered as a psychiatric nurse under the Nurses and Midwives Registration Amendment Act, 1944, shall be the course prescribed by this regulation.

“ (2) Every pupil psychiatric nurse shall during the whole of the period of training receive from the Matron, or from some registered psychiatric nurse deputed by the Matron in that behalf, practical instruction in psychiatric nursing in the institution.

“ (3) The said course of training shall be undergone in an approved psychiatric nurses' training-school.

“ (4) Every pupil psychiatric nurse shall during the course of training attend lectures comprising such subjects and dealing therewith in such scope and extent as the Board may from time to time by notice to the Director-General of Mental Hospitals require.

“ (5) All such lectures shall be delivered by registered medical practitioners, registered psychiatric nurses, or other competent instructors approved by the Board.

“ (6) Such course of lectures shall be as approved by the Board from time to time and shall be so delivered that every pupil psychiatric nurse may attend the same as nearly as possible at regular intervals during the period of training.

“ (7) Except as hereinafter provided, every pupil psychiatric nurse, after having undergone at least eighteen months of the period of training and before having undergone two years of the period of training, shall attend for an examination to be known as the 'Preliminary Examination for Pupil Psychiatric Nurses' to be conducted by the Board in such subjects as the Board may have notified under clause (4) hereof :

“ Provided—

“ (a) That any pupil psychiatric nurse undergoing the period of training prescribed by paragraph (a) of clause (2) of Regulation 11B hereof may attend for examination after having undergone at least nine months of the period of training and before having undergone fifteen months of the period of training and shall not be required to attend for examination in such subjects as correspond with the subjects included in Section A of the First Schedule to the principal regulations and prescribed by clause (7) of Regulation 4 of the principal regulations for the pupil-nurses' preliminary examination :

“ (b) That no pupil psychiatric nurse shall be required to attend for the preliminary examination if the period of training includes a period of not less than twelve months of such training as is described in clause (4) of Regulation 11B hereof.

“ (8) Any candidate attending and failing to pass the preliminary examination for pupil psychiatric nurses or failing to attend on account of sickness or any other reason held by the Board to be sufficient may attend for examination at a later date.

“(9) Every pupil psychiatric nurse shall also, as part of the training and in the course of the period of training, pass an examination in the theory and practice of nursing, psychiatric nursing, and nervous and mental disorders and their treatment, and known as the ‘Institutional Final Examination’, to be held at or in connection with the institution.

“(10) No candidate shall attend for an institutional final examination commencing more than two months earlier than the date on which, pursuant to clauses (2), (3), and (4) of Regulation 11D hereof, and subject to due continuation of the course of training, the candidate would become entitled to attend for the final qualifying examination for psychiatric nurses.

“(11) The institutional final examination shall be conducted by examiners approved by the Board, and the Board may from time to time approve the standard of such examination and require from the Director-General of Mental Hospitals such evidence as it may think necessary of the standard required to pass such examination, and the Board may decline to recognize a pupil psychiatric nurse as having passed such examination if in the opinion of the Board the standard of the examination or the personnel of the examiners was unsatisfactory.

“(12) There shall be given to every candidate who has passed either of the aforesaid examinations a certificate to that effect in a form determined from time to time by the Board.

“(13) There shall be provided at each psychiatric nurses’ training-school, for the purposes of the lectures aforesaid and the general instruction of pupil-psychiatric nurses, and so as to be available at reasonable times for the use of pupil psychiatric nurses, the following :—

“(a) Human skeleton or model thereof; and

“(b) Suitable diagrams; and

“(c) Such text-books and reference-books as may from time to time be recommended by the Board; and

“(d) Such other equipment as the Board may from time to time require; and

“(e) Such class-room accommodation as the Board may from time to time require.

“11D. *Final Qualifying Examination for Psychiatric Nurses*

“(1) The final examination for psychiatric nurses required to be passed by every person seeking to be registered as a psychiatric nurse under the Nurses and Midwives Registration Amendment Act, 1944, shall be an examination conducted by the Board in such subjects as the Board may have notified under clause (4) of Regulation 11c.

“(2) No person shall attend for examination who has not on the date of the commencement of the examination attained the age of twenty years :

“Provided that nothing in this clause shall entitle any person to registration before attaining the age of twenty-one years.

“(3) No person shall attend for examination who has not passed the preliminary examination for psychiatric nurses except a person who is by proviso (b) of clause (7) of Regulation 11c hereof exempted from that examination, or who has not on the date of the commencement of the examination completed the period of training prescribed by Regulation 11B hereof :

“ Provided that, on special application being made, the Board may, if it thinks fit, permit any person who, if otherwise eligible, has reached within three months of the completion of the above-mentioned period of training to attend for examination, but registration shall not be granted until such person has completed the full period of training.

“ (4) No person shall attend for examination who has not, on the date of the commencement of the examination, undergone the course of instruction prescribed by Regulation 11c hereof, except in pursuance of any special permission granted under the last preceding clause hereto.

“ (5) The passing of the examination by any person who attends in breach of any provisions of clauses (2), (3), and (4) hereof shall not be available to satisfy the Board that such person has passed such examination in terms of the said Act.

“ (6) Every candidate for examination shall make application to the Registrar on a form from time to time provided by the Board, and shall, together with such application, tender the following:—

“ (a) A certificate of training in a form from time to time provided by the Board and verified by the Matron and by the Medical Superintendent of the psychiatric nurses' training-school at which such candidate completed the term of training:

“ (b) The certificates referred to in clause (12) of Regulation 11c hereof that such candidate has passed the respective examinations referred to in clauses (7) and (9) of Regulation 11c hereof, or, as the case may require, the examination referred to in the said clause (9):

“ (c) A confidential report, on a form provided by the Board, by the Medical Superintendent and the Matron of the approved institution at which such candidate completed the term of training:

“ (d) The fee of £2 prescribed by clause (1) of Regulation 14 of the principal regulations.

“ (7) Every such application shall be so given as to be received by the Registrar at least six weeks before the date of the commencement of the examination at which the candidate intends to attend, and the Medical Superintendent of each psychiatric training-school shall, at least nine weeks before the set date of commencement, supply the Registrar with a list of the names of the pupil psychiatric nurses in his institution who intend to attend for examination, or, if the case so requires, notify the Registrar that no pupil psychiatric nurse in his institution intends so to attend.

“ *11E. Notifications from Psychiatric Nurses' Training-schools to Board*

“ (1) There shall, in respect of each institution recognized as a training-school for pupil psychiatric nurses, be furnished to the Board such reports by the Director-General of Mental Hospitals on staff, training facilities, types of cases, and the pupil psychiatric nurses as the Board may from time to time require.

“ (2) Immediately upon any change in the position of Matron or of the personnel of the teaching staff of any approved training-school, particulars of such change shall be notified to the Board.”

6. The principal regulations, as amended by the Nurses and Midwives Regulations 1938, Amendment No. 2, are hereby further amended in the manner indicated in the Schedule hereto.

SCHEDULE

MISCELLANEOUS AMENDMENTS OF THE PRINCIPAL REGULATIONS

Number of Regulation or Schedule affected.	Nature of Amendment.
Regulation 3 ..	<p>(1) By omitting from clause (1) the words "not less than three years".</p> <p>(2) By revoking clause (2), and substituting the following :— " (2) (a) The period of training required by section 6 of the Nurses and Midwives Registration Amendment Act, 1944, shall be undergone in a Grade ' A ' training-school and shall be one of the following periods :— " (i) In the case of a female registered psychiatric nurse who has, prior to commencing training as a nurse, passed either the pupil-nurses' preliminary examination or the preliminary examination for pupil psychiatric nurses, a period of not less than two years and three months ; " (ii) In the case of any other female registered psychiatric nurse, a period of not less than two years and nine months. " (b) In the case of any other female person, other than a nursing aid, the period of not less than three years' approved training required shall be either— " (i) A period of not less than three years and three months in a Grade ' A ' training-school ; or " (ii) Such period in a Grade ' B ' training-school together with such period in a Grade ' A ' training-school as the Board may have determined : " Provided that in no case shall the total period of training required be less than three years and three months or more than five years".</p>
Regulation 5 ..	<p>(1) By omitting from clause (2) the words "twenty-one years", and substituting the words "twenty years".</p> <p>(2) By omitting from the proviso to clause (2) the words "twenty-two years", and substituting the words "twenty-one years".</p> <p>(3) By inserting, after clause (4), the following proviso :— " Provided that, on special application being made, the Board may, if it thinks fit, permit any person who, having completed the full period of training, has not undergone the full course of instruction to present herself for examination, but registration shall not be granted until she has undergone the full course of instruction required."</p>
Regulation 6B ..	<p>By adding to the regulation the following proviso :— " Provided that, where a person seeking to be registered as a nursing aid satisfies the Board that, prior to commencing training in an approved nursing aid training-school, she underwent, in an approved nurses' training-school, portion of the period of training prescribed for pupil-nurses, the period of training shall be such period less than two years as the Board may determine in each case."</p>
Regulation 10 ..	<p>(1) By omitting from clause (2) the words "twenty-one years", and substituting the words "twenty years".</p> <p>(2) By omitting from the proviso to clause (2) the words "twenty-two years", and substituting the words "twenty-one years".</p>

SCHEDULE—*continued*MISCELLANEOUS AMENDMENTS OF THE PRINCIPAL REGULATIONS—*continued*

Number of Regulation or Schedule affected.	Nature of Amendment.
Regulation 12 ..	<p>(1) By inserting, after the words "pupil-nurses' preliminary examination" in clause (1), the words "the preliminary examination for pupil psychiatric nurses", and after the words "final qualifying examination for nurses" in clause (1), the words "the final qualifying examination for psychiatric nurses".</p> <p>(2) By inserting, after the words "hospital affected" in clause (2), the following words: "and to the Director-General of Mental Hospitals".</p> <p>(3) By inserting, after the word "hospital" in clause (3), the following words: "and institution under the Mental Defectives Act, 1911".</p>
Regulation 13 ..	By inserting, after the words "maternity nurse" in clause (2), the words "or psychiatric nurse".
Regulation 14 ..	<p>(1) By inserting, after the words "final qualifying examination" in clause (1), the words "for nurses or psychiatric nurses".</p> <p>(2) By inserting, after the words "said Act" in clause (3), the words "or for registration of a psychiatric nurse under section 3 (1) (b) of the Nurses and Midwives Registration Amendment Act, 1944".</p> <p>(3) By inserting, after clause (6), the following clause:— " (7) The fee for registration of a psychiatric nurse under section 3 (1) (c) of the Nurses and Midwives Registration Amendment Act, 1944, shall be 10s."</p>
Regulation 15 ..	<p>(1) By inserting, after the words "qualifications of a nurse" in clause (1), the words "psychiatric nurse".</p> <p>(2) By inserting, after the words "training of nurses" in clause (1), the words "psychiatric nurses".</p> <p>(3) By inserting, after the words "registration as a nurse" in clause (2), the words "psychiatric nurse".</p>
Regulation 20 ..	<p>(1) By inserting, after clause (19), the following:— "Thereafter the midwife or maternity nurse in attendance shall carefully treat the eyes of the child in an approved manner, and if such approved manner involves the administration of a drug shall enter in her register the particulars prescribed by clause (20) of this regulation as if the drug were administered to the patient."</p> <p>(2) By adding thereto the following additional clause:— " (22) No midwife shall engage to attend any patient unless it is a term of the contract first that a registered medical practitioner shall be in charge in every case in which by these regulations a midwife is forbidden to engage to attend a patient unless a registered medical practitioner is in charge, and secondly, that the assistance of a registered medical practitioner shall be sought by the midwife and, if possible, obtained, and, if obtained, made use of in any circumstances in which by these regulations a midwife is required to use all reasonable endeavours to obtain the assistance of a registered medical practitioner."</p>
Regulation 21 ..	By inserting, after the words "She shall" in clause (1), the words "use and continue to use all reasonable endeavours to".
Regulation 22 ..	By adding to clause (1) the following words: "every entry indicated in the said Form No. 5 shall be made therein in ink as soon as possible after the occurrence of the fact to which the entry relates".

SCHEDULE—*continued*MISCELLANEOUS AMENDMENTS OF THE PRINCIPAL REGULATIONS—*continued*

Number of Regulation or Schedule affected.	Nature of Amendment.
Second Schedule, Form No. 1	(1) By inserting, after the figure and words “(3) Maternity Nurse”, the figure and words “(4) Psychiatric Nurse”.
	(2) By inserting, after the words “or maternity nurse”, the words “or psychiatric nurse”.
Second Schedule, Form No. 2	(1) By inserting, after the words “or maternity nurse”, the words “or psychiatric nurse”.
	(2) By inserting, after the words “or of Maternity Nurses”, the words “or of Psychiatric Nurses”.

C. A. JEFFERY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.
Date of notification in *Gazette* : 22nd day of February, 1945.
These regulations are administered in the Department of Health.