

REGULATION 39.—RESERVISTS MEDICALLY UNFIT.

(1) If the Minister of National Service is satisfied, on the report of any Medical Board, that any reservist is permanently medically unfit for any form of national service (whether in the armed forces or otherwise), the Minister may, if he thinks fit, discharge him from the Reserve.

(2) Every reservist who, without reasonable cause, the proof whereof shall lie on him, fails to submit himself for examination by any Medical Board or by any registered medical practitioner when required so to do by an authorized officer commits an offence against these regulations.

REGULATION 40.—MEDICALLY UNFIT MEMBERS OF THE ARMED FORCES.

(1) If the Adjutant-General is satisfied upon the report of a Medical Board that any man who has been called up for service with the armed forces is permanently medically unfit for any service with the armed forces, whether in New Zealand or elsewhere, the Adjutant-General shall discharge him from the armed forces, and he shall thereupon be deemed to be retransferred to the Reserve.

(2) If the Adjutant-General is satisfied upon the report of a Medical Board that any man who has been called up for service with the armed forces is permanently unfit for active service outside New Zealand but is fit for service with the armed forces in New Zealand, the Adjutant-General shall exempt him from overseas service, in which case he shall remain a member of the armed forces liable for service in New Zealand in such capacity as the Adjutant-General from time to time thinks fit.

(3) No member of the Second New Zealand Expeditionary Force, whether he has been called up for service or is a voluntary recruit, shall at any time be discharged therefrom in New Zealand as medically unfit except pursuant to this regulation.

(4) This regulation shall come into force on the date of the gazetting of the first notice under Regulation 16 hereof calling up men for service with the armed forces.

REGULATION 41.—MEDICAL TREATMENT OF MEMBERS OF ARMED FORCES.

(1) Every member of any armed force shall be guilty of an offence punishable as if it were an offence against Article 1417 of the King's Regulations and Admiralty Instructions, section 18 of the Army Act, or section 18 of the Air Force Act (Imperial), as the case may require, who, whether in New Zealand or elsewhere,—

- (a) Refuses to allow himself to be vaccinated or inoculated for the purpose of rendering him immune from any disease or fit for service with that force on being required so to do by any officer having authority over him; or
- (b) Refuses to submit himself to treatment by a medical or dental practitioner on being required so to do by any officer having authority over him, if that treatment is deemed necessary for the purpose of rendering him fit for service with that force.

(2) It shall be lawful for any medical practitioner authorized in that behalf by the Officer Commanding any armed force or any unit of an armed force, whether in New Zealand or elsewhere, to vaccinate or inoculate any member of any armed force, whether with or without the consent of that member, for the purpose of rendering him immune from any disease or fit for service with that force.

(3) This regulation shall apply to all members of any armed force, whether they are members thereof by voluntary enlistment or otherwise, and whether they are members of that force at the date of the commencement of these regulations or become members after that date.