

## No. 42 OF 1933.

A LAW TO PROVIDE FOR THE REGISTRATION AND INSPECTION OF MATERNITY AND NURSING HOMES AND FOR PURPOSES CONNECTED THEREWITH. A.D. 1933.  
42 of 1933.

R. E. STUBBS,  
Governor.

[13th November, 1933.]

BE it enacted:—

1. This Law may be cited as the Registration of Nursing Homes Law, 1933. Short title.

2. In this Law unless the context otherwise requires the following expressions have the meanings respectively assigned to them, that is to say:— Definitions.

“Maternity Home” means any premises used or intended to be used for the reception of pregnant women or of women immediately after childbirth.

“Nursing Home” means any premises used or intended to be used for the reception of and the providing of nursing for persons suffering from any sickness, injury or infirmity, and includes a maternity home but does not include—

(a) any hospital or other premises maintained or controlled by a Government Department or by any local body or committee who obtain a grant-in-aid from public funds,

(b) any institution or premises licensed for mental patients under the Mental Patients Law, 1931.

“Register” and “registration” mean register and registration under this Law.

3.—(1) Application for registration shall be made to the Director of Health in writing in the form prescribed by the Director of Health and there shall be affixed thereto a stamp of five shillings. Registration  
of nursing  
homes.

(2) Subject as provided in this Law, the Director of Health shall, on the receipt of an application for registration, register the applicant in respect of the nursing home named in the application and issue to him a certificate of registration:

Provided that the Director of Health may refuse to register the applicant if he is satisfied:—

(a) that the applicant or any person employed by him at the home is not a fit person, whether by reason of age or otherwise, to carry on or to be employed at a nursing home of such a description as the nursing home named in the application; or

(b) that for reasons connected with situation, construction, accommodation, staffing or equipment, the home or any premises used in connection therewith are not fit to be used for a nursing home of such a description as the nursing home named in the application, or that the home or premises are used or to be used for purposes which are in any way improper or undesirable in the case of such a nursing home.

(3) The certificate of registration issued in respect of a nursing home shall be kept affixed in a conspicuous place in the home, and, if default is made in complying with the foregoing requirement, the person carrying on the home shall be guilty of an offence against this Law.

Cancellation  
of regis-  
tration.

4. Subject as provided in this Law the Director of Health may at any time cancel the registration of a person in respect of any nursing home on any ground which would entitle him to refuse an application for the registration of that person in respect of that home, or on the ground that that person has been convicted of an offence against this Law or that any other person has been convicted of such an offence in respect of that nursing home.

Notice of  
refusal or of  
cancellation  
of regis-  
tration.

5.—(1) Before making an order refusing an application for registration or an order cancelling any registration, the Director of Health shall give to the applicant or to the person registered, as the case may be, not less than fourteen days notice of his intention to make such an order, and every such notice shall state the grounds upon which the Director of Health intends to make the order and shall contain an intimation that, if within fourteen days after the receipt of the notice the applicant or the person registered informs the Director of Health in writing that he desires so to do, the Director of Health will, before making the order, give him an opportunity of showing cause why the order should not be made.

(2) If the Director of Health after giving the applicant or the person registered an opportunity of showing cause as aforesaid, decide to refuse the application, or to cancel the registration he shall make an order to that effect and shall send a copy of the order by registered post to the applicant or the person registered.

(3) Any person aggrieved by an order refusing an application for registration or cancelling any registration may, within fourteen days after the date on which the copy of the order was sent to him, appeal against it to the Governor in Council whose decision thereon shall be final and conclusive.