

HEALTH PROFESSIONS ACT, 1974**REGULATIONS RELATING TO THE REGISTRATION OF PERSONS WHO HOLD
QUALIFICATIONS NOT PRESCRIBED FOR REGISTRATION**

The Minister of Health has, in terms of section 25, read with section 15B(1)(e), of the Health Professions Act, 1974 (Act No. 56 of 1974), and after consultation with the Health Professions Council of South Africa, made the regulations in the Schedule.

SCHEDULE**Definitions**

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall bear that meaning, and, unless the context otherwise indicates—

"board" means a professional board established in terms of section 15(1) of the Act;

"foreign qualification" means a qualification obtained at an educational institution outside the Republic of South Africa;

"foreign qualified person" means a person who obtained a qualification for registration as a health practitioner at an educational institution outside the Republic of South Africa;

"independent practice" means the practising of a health profession by a registered health practitioner for his or her own account in *solus* practice, as a partner in a partnership with another health practitioner or other health practitioners, as an associate in an incorporated association with other health practitioners, or as a director of a company exempted from the provisions of the Act in terms of section 54A of the Act;

"military health service" means a health service rendered by the South African National Defence Force;

"public service" means a service rendered by the state at the national, provincial or local level of government, including organisations that function under the auspices or are largely subsidised by the state or are recognised by the council for the purpose of these regulations;

"supervised practice" means practising a health profession under the supervision of an appropriately qualified health practitioner at an approved facility as determined by the board;

"supervision" means the overseeing of the professional acts of a person registered in the category of supervised practice by a supervising practitioner and the acceptance by that supervising practitioner of liability for such professional acts;

"the Act" means the Health Professions Act, 1974 (Act No. 56 of 1974); and

"volunteer service" means a service rendered by a South African healthcare provider agency recognised by the council for the purpose of healthcare relief or assistance programmes.

Registration in the categories of internship, public service, supervised practice, education, postgraduate study, military health service and volunteer service

2. (1) The registrar may register a foreign qualified person who does not have any satisfactory proof of having completed internship or a similar training elsewhere in the category of internship in any of the professions registered under the Act to which internship applies, if such a person holds a foreign qualification the education and training standard and the duration of study of which are accepted by the council as

equivalent to the education and training standard and duration of study of a similar qualification awarded by accredited South African educational institutions: Provided that in the case of an application for registration that is based on a qualification not yet accepted by council under this subregulation, the applicant—

(a) shall, before registration, furnish the board with authoritative information on the education, training and duration of study required for that qualification and, if the board considers the standard of such education and training and the duration thereof to be satisfactory, the council may accept such qualification; and

(b) may be required to pass, to the satisfaction of the board, an examination or evaluation in terms of section 25(2) of the Act in the profession for which he or she applies for registration.

(2) The registrar may register a foreign qualified person in the category of public service in any of the professions registered under the Act, if such a person holds a foreign qualification the education and training standard and the duration of study of which are accepted by the council as equivalent to the education and training standard and duration of study of a similar qualification awarded by accredited South African educational institutions: Provided that in the case of an application for registration that is based on a qualification not yet accepted under this subregulation, the applicant—

(a) shall, before registration, furnish the board with authoritative information on the education, training and the duration of study required for that qualification and, if the board considers the standard of such education and training and the duration thereof to be satisfactory, the council may accept such qualification; and

(b) may be required to pass, to the satisfaction of the board, an examination or evaluation in terms of section 25(2) of the Act in the profession for which he or she applies for registration.

(3) The registrar may register a foreign qualified person in the category of public service in terms of a government-to-government agreement entered into by the Republic of South Africa and the country of the applicant, if such person holds a qualification referred to in subregulation (2): Provided that such registration shall be limited to a