

(3) The council may extend for any period the period of operation of any order made under subsection (2), or withdraw or in any other manner amend such order.

(4) The provisions of section 31 shall *mutatis mutandis* apply in respect of any person who has been suspended in terms of any provision of subsection (2).

(5) Any person registered or enrolled under this Act who contravenes or fails to comply with any order made under subsection (2), shall be guilty of an offence.

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CHAPTER 5.

GENERAL AND SUPPLEMENTARY PROVISIONS

37. Any person who carries on the business of a nursing agency without a licence as required by this Act, shall be guilty of an offence.

15 38. (1) (a) Every person registered or enrolled in terms of this Act and practising his profession within the Republic, shall be a member of the South African Nursing Association, which shall represent the nursing and midwifery profession in the Republic. (b) No person, other than a registered nurse, may— (i) be a member of the board of that Association or of any regional board (if any) of that Association; or (ii) take part in the election of any such member."; and

20 (b) A c A
25 (2) Any provision c disgraceful penalties re...

Insertion of section 38A in Act 50 of 1978.

2. The following section is hereby inserted in the Nursing Act, 1978, after section 38:

"Special provisions relating to certain nurses.

38A. Notwithstanding the other provisions of this Act and the provisions of the Medicines and Related Substances Control Act, 1965 (Act No. 101 of 1965), of the Pharmacy Act, 1974 (Act No. 53 of 1974), and of the Medical, Dental and Supplementary Health Service Professions Act, 1974 (Act No. 56 of 1974), any registered nurse who is in the service of the Department of Health, Welfare and Pensions, a provincial administration, a local authority or an organization performing any health service and designated by the Director-General: Health, Wel- and pensions after consultation with the South African Pharmacy Board referred to in section 2 of the Pharmacy Act, 1974, and who has been authorized thereto by the said Director-General, the Director of Hospital Services of such provincial administration, the medical officer of health of such local authority or the medical practitioner in charge of such organization, as the case may be, may in the course of such service perform with reference to— (a) the physical examination of any person; (b) the diagnosing of any physical defect, illness or deficiency in any person; (c) the keeping of prescribed medicines and the supply, administering or prescribing thereof on the prescribed conditions; or (d) the promotion of family planning. any act which the said Director-General, Director of Hospital Services, medical officer of health or medical practitioner, as the case may be, may after consultation with the council determine in general or in a particular case or in cases of a particular nature: Provided that such nurse may perform such act only whenever the services of a medical practitioner or pharmacist, as the circumstances may require, are not available."

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3. This Act shall be called the Nursing Amendment Act, 1981.

Amended by SECTION 1 and SECTION 2 OF ACT NO. 71 OF 1981