



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

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# Government Notices

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## MINISTRY OF HEALTH AND SOCIAL SERVICES

No. 30

2017

### REGULATIONS RELATING TO MINIMUM REQUIREMENTS OF STUDY FOR REGISTRATION AS DENTAL TECHNICIAN: ALLIED HEALTH PROFESSIONS ACT, 2004

Under section 55 of the Allied Health Professions Act, 2004 (Act No. 7 of 2004), I have, on the recommendation of the Allied Health Professions Council of Namibia -

- (a) made the regulations set out in the Schedule; and
- (b) repealed the Regulations Relating to the Minimum Requirements of Study for Registration as a Dental Technician published under Government Notice No. 18 of 19 February 2010.

**B. HAUFIKU**  
**MINISTER OF HEALTH AND SOCIAL SERVICES**

#### SCHEDULE

##### Definitions

1. In these regulations a word or an expression to which a meaning has been given in the Act has that meaning, and unless the context otherwise indicates -

“registration authority” means the registration authority responsible for the registration of a person to practice as a dental technician in the country in which the person obtained a qualification; and

“the Act” means the Allied Health Professions Act, 2004 (Act No. 7 of 2004).

##### Minimum qualification for registration as dental technician

2. (1) Subject to regulation 3, the minimum qualification required by the Council for the registration of a person as a dental technician under section 19(1) of the Act is a National Diploma in Dental Technology obtained by the person from an educational institution after the person has successfully completed full-time study for a period not less than three years at that educational institution.

(2) The curriculum of study for the national diploma contemplated in subregulation (1) must include the following subjects -

- (a) Dental Technology Theory I, II and III;
- (b) Applied Dental Technology I, II and III;
- (c) Dental Material Science I, II and III;
- (d) Oral Anatomy I; and
- (e) Tooth Morphology I.

**Recognition of qualification by Council**

3. The Council may only register a person as a dental technician, if the -
  - (a) educational institution at which the person obtained the qualification contemplated in regulation 2 is approved by the Council;
  - (b) registration authority recognises the qualification referred to in regulation 2 for registration of a person to practice as a dental technician in that country; and
  - (c) person complies with other requirements for registration as a dental technician required in terms of the Act.

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**MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 31

2017

**REGULATIONS RELATING TO MINIMUM REQUIREMENTS OF STUDY FOR  
REGISTRATION AS DENTAL TECHNOLOGIST:  
ALLIED HEALTH PROFESSIONS ACT, 2004**

Under section 55 of the Allied Health Professions Act, 2004 (Act No. 7 of 2004), I have, on the recommendation of the Allied Health Professions Council of Namibia, made the regulations set out in the Schedule.

**B. HAUFIKU  
MINISTER OF HEALTH AND SOCIAL SERVICES****SCHEDULE****Definitions**

1. In these regulations a word or an expression to which a meaning has been given in the Act has that meaning, and unless the context otherwise indicates -

“dental technologist” means a person registered as a dental technologist under section 21 of the Act;

“registration authority” means the registration authority responsible for the registration of a person to practice as a dental technologist in the country in which the person obtained a qualification; and

“the Act” means the Allied Health Professions Act, 2004 (Act No. 7 of 2004).

**Minimum qualification for registration as dental technologist**

2. (1) Subject to regulation 3, the minimum qualification required by the Council for the registration of a person as a dental technologist under section 19(1) of the Act is a Baccalaureus Degree in Dental Technology obtained by the person from an educational institution after the person has successfully completed a full-time study for a period not less than four years at that educational institution.

(2) The curriculum of study for the baccalaureus degree contemplated in subregulation (1) must include the following subjects -

- (a) Dental Technology Theory I, II and III;

- (b) Applied Dental Technology I, II and III;
- (c) Dental Material Science I, II and III;
- (d) Oral Anatomy I;
- (e) Tooth Morphology I;
- (f) Dental Technology Theory IV; and
- (g) Dental Material Science IV.

(3) A person who is a holder of a National Diploma in Dental Technology and who has completed an extended Bachelors Degree in Dental Technology at an educational institution for a period not less than one year may apply to the Council for registration as a dental technologist.

#### **Recognition of qualification by Council**

3. The Council may only register a person as a dental technologist, if the -
- (a) educational institution at which the person obtained the qualification contemplated in regulation 2(1) and (3) is approved by the Council;
  - (b) registration authority recognises the qualification referred to in regulation 2 for registration of a person to practise as a dental technologist in that country; and
  - (c) person complies with other requirements for registration as a dental technologist required in terms of the Act.

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### **MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 32

2017

#### **REGULATIONS RELATING TO REGISTRATION OF DENTAL STUDENTS, MAINTAINING OF REGISTER OF DENTAL STUDENTS AND RESTORATION OF NAME TO REGISTER: MEDICAL AND DENTAL ACT, 2004**

Under section 59 of the Medical and Dental Act, 2004 (Act No. 10 of 2004), read with sections 23, 25 and 31 of that Act and on the recommendation of the Medical and Dental Council of Namibia, I have made the regulations set out in schedule.

**B. HAUFIKU**

**MINISTER OF HEALTH AND SOCIAL SERVICES**

#### **SCHEDULE**

- 1. Definitions
- 2. Application for registration of a dental student enrolled at an educational institution in Namibia
- 3. Registration of dental student enrolled at an educational institution in Namibia
- 4. Failure to register as a dental student
- 5. Application for registration outside Namibia
- 6. Registration of dental student enrolled at an educational institution outside Namibia for the purpose of practical experience or exposure
- 7. Non-compliance with regulations

8. Register of students
9. Language of forms and documents
10. Submission of information by educational institution
11. Language of forms and documents

### **Definitions**

1. In these regulations, unless the context otherwise indicates, a word or expression defined in the Act has that meaning, and -

“applicant” means a person applying for registration as a dental student in accordance with these regulations;

“application fees” means the application fees determined by the Council and payable by an applicant in respect of an application to the Council for registration as a dental student, whichever may be applicable;

“certified” means certified as a true copy of the original by a commissioner of oaths appointed under section 5 or designated under section 6, of the Justices of Peace and Commissioners of Oath Act, 1963 (Act No. 16 of 1963);

“educational institution in Namibia” means an institution in Namibia offering or providing education, tuition or training, approved by the Council under section 16 of the Act and which institution may award a qualification prescribed as a qualification required for registration as a dentist;

“practical experience or exposure” means the observing, witnessing or being present, by a dental student, at dental procedures by a dentist performed in a hospital, clinic or health facility as defined in the Hospitals and Health Facilities Act, 1994 (Act No. 36 of 1994); and

“dental student” means a person approved and registered by Council for admission of the required course for registration as a dentist under the Act; and

“the Act” means the Medical and Dental Act, 2004 (Act No. 10 of 2004).

### **Application for registration as dental student**

2. (1) An application for the registration of a person enrolled as a dental student at an educational institution in Namibia must be -

- (a) submitted to the registrar, in the form determined and furnished by Council, and
- (b) accompanied by -
  - (i) a certified copy of the identity document or of the passport of the applicant;
  - (ii) documented proof to the satisfaction of Council, of the applicant’s enrolment at an educational institution in Namibia;
  - (iii) course of study in respect of which such applicant is enrolled;
  - (iv) any additional particulars and documents that Council may require; and
  - (v) payment of the application fees determined by Council.

(2) Council may require the applicant to furnish proof, in the manner that Council determines, of the applicant’s proficiency in the English language.

- (3) Council, after having considered the application for registration as a dental student -
  - (a) may grant the application if Council is satisfied that the applicant -
    - (i) meets the requirements for the registration of a dental student;
    - (ii) has complied with these regulations; and
    - (iii) is proficient in the English language; or
  - (b) must refuse the application if Council is satisfied that the applicant -
    - (i) does not meet the requirements for registration as a dental student; or
    - (ii) has not complied with these regulations.
- (4) After considering and deciding on an application in accordance with subregulation (3) Council must -
  - (a) inform the applicant in writing of the decision of Council under subregulation (2) and upon refusal the reasons therefore; and
  - (b) issue the applicant a certificate of registration as a dental student in the form that the Council determines -
    - (i) if the application for registration as a dental student is granted; and
    - (ii) enter the name of the applicant into the register.
- (5) The registration of a student in accordance with this regulation is valid for a period of 12 months from the date of the issue of the registration certificate under subregulation (4)(b).

### **Registration of students**

**3.** (1) A person enrolled as a dental student at an educational institution in Namibia must apply for registration as a dental student under these regulations by submitting to the registrar, in accordance with regulation 2, an application for registration as a dental student.

- (2) An application for registration referred to in subregulation (1) must -
  - (a) be submitted to the registrar not later than three months after the dental student has enrolled at the educational institution referred to in that subregulation; and
  - (b) comply with this regulation.

### **Failure to register as dental student**

**4.** (1) A person who is enrolled as a dental student with an educational institution in Namibia and who fails to comply with regulation 3 -

- (a) is liable, in addition to the application fees determined by Council, for payment of -
  - (i) unpaid registration fees;
  - (ii) fees payable in respect of late registration; and

- (iii) registration fees as a dental student;
- (b) must not be registered by the Council as a dental intern or as a dentist unless he or she has paid to the Council all the unpaid application fees for registration as a student, including all payments in arrears.

(2) Despite these regulations, the Council may recover from a student, whether or not that student is registered under these regulations, by means of proceedings in a competent Court, the prescribed registration fees, late registration fees and interest payable under these regulations.

#### **Application for registration from outside Namibia**

**5.** (1) An application for registration of a person enrolled as a dental student, enrolled at an educational institution outside Namibia must be -

- (a) submitted to the registrar, in the form determined and furnished by the Council; and
- (b) accompanied by -
  - (i) a certified copy of the identity document or of the passport of the applicant;
  - (ii) documented proof, to the satisfaction of the Council, of the applicant's enrolment at an educational institution outside Namibia of the course of study in respect of which such student is enrolled;
  - (iii) applicants' academic record at that educational institution;
  - (iv) any additional particulars and documents that Council may require; and
  - (v) payment of the application fees determined by Council.

(2) Council may require the applicant to furnish proof, in the manner that the Council determines, of the applicant's proficiency in the English language.

- (3) Council, after having considered the application for registration as a dental student -
  - (a) may grant the application if the Council is satisfied that the applicant -
    - (i) meets the requirements for the registration of a dental student;
    - (ii) has complied with these regulations; and
    - (iii) is proficient in the English language;
  - (b) must refuse the application if the Council is satisfied that the applicant -
    - (i) does not meet the requirements for registration as a dental student; or
    - (ii) has not complied with these regulations.

(4) After considering and deciding on an application in accordance with subregulation (6) Council must -

- (i) inform the applicant in writing of the decision of the Council under subregulation (6); and reasons for such decision if application is refused; or

- (ii) issue to the applicant a certificate of registration as a dental student, if the application for registration as a dental student is granted, in the form that the Council determines, and enter the name of the applicant into the register.

### **Registration of dental student enrolled outside Namibia**

6. (1) A dental student enrolled at an educational institution outside Namibia who wishes to obtain practical experience or exposure in Namibia must apply, in accordance with regulation 5, for registration as a dental student by submitting to the registrar an application for registration with the Council.

(2) A dental student referred to in subregulation (1) must have successfully completed not less than three years of education, tuition and training relating to a qualification, prescribed as a qualification required for registration as a dentist under the Act, and must apply to Council for registration.

### **Non-compliance with regulations**

7. For the purpose of section 17(5)(c) of the Act, A person who -
- (a) is not registered under these regulations;
  - (b) obtains, or attempts to obtain, practical experience or exposure in Namibia; or
  - (c) contravenes or fails to comply with these regulations,

is guilty of an offence and on conviction liable to the payment of a fine not exceeding N\$4 000 or imprisonment for a period not exceeding 12 months, or to both such fine and imprisonment.

### **Register of students**

8. A register for dental students established and kept in accordance with section 23(2)(c) of the Act must contain in addition to the particulars specified by subsection (3) of that section, particulars of -

- (a) the course of study for which the student is enrolled at the educational institution in or outside Namibia, and proof of the annual enrolment of the student at that educational institution; and
- (b) any change the particulars recorded in the register.

### **Restoration of name to register**

9. An application in accordance with section 25 of the Act for the restoration of the name of a student to a register, in addition to the documentation referred to in subsection (2) of that section, must be accompanied by -

- (a) the original registration certificate issued to the applicant or a certified copy thereof; and
- (b) a certified copy of the identity document or passport of the applicant.

### **Submission of information by educational institution**

10. (1) The educational institution in Namibia must furnish the Council with the names and other particulars of students enrolled at that educational institution, to obtain a qualification



prescribed for registration as a dentist, not later than three month after commencement of every academic year.

(2) An educational institution in Namibia must in writing, on the request of Council, furnish the names and other particulars of student enrolled at the educational institution for the purpose of obtaining a qualification prescribed for registration as a dentist, that educational institution must submit, to Council these particulars within the period specified in that notice.

(3) An educational institution that fails to comply with a request by the Council under subregulations (1) and (2), after having heard that educational institution, the Council may withdraw any approval granted to that educational institution under section 16 of the Act.

### **Language of forms and documents**

**11.** (1) Subject to subregulation (2), any form or document required to be submitted to the Council or to the registrar in terms of these regulations must be in the English language.

(2) A form or document referred to in subregulation (1), that is not written in English, must be accompanied by a sworn translation into English.

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## **MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 33

2017

### **AMENDMENT OF REGULATIONS RELATING TO REGISTRATION OF DENTISTS, QUALIFICATIONS TO BE REGISTERED AS SPECIALITIES AND ADDITIONAL QUALIFICATIONS, MAINTAINING OF REGISTERS OF DENTISTS AND RESTORATION OF NAME TO REGISTER: MEDICAL AND DENTAL ACT, 2004**

Under section 59 of the Medical and Dental Act, 2004 (Act No. 10 of 2004), read with sections 23, 25 and 31 of that Act, and on the recommendation of the Medical and Dental Council of Namibia, I have amended the regulations set out in the Schedule.

### **B. HAUFIKU MINISTER OF HEALTH AND SOCIAL SERVICES**

#### **SCHEDULE**

#### **Definitions**

**1.** In these regulations “the Regulations” means the Regulations published under Government Notice No. 155 of 18 June 2008.

#### **Amendment of regulation 10 of the Regulations**

**2.** Regulation 10(1) is amended by the insertion after the words Annexure B of the words “and Annexure C”.

#### **Amendment of Annexure to Regulations**

**3.** The Annexure to the Regulations is amended by the insertion after annexure B of the following Annexure:

## “ANNEXURE C

REGISTRABLE ADDITIONAL QUALIFICATIONS  
(Regulation 10)

<b>Examining authority</b>	<b>Qualification</b>	<b>Abbreviation for registration</b>
<b>Western Cape, University of</b>	Philosophiae Doctor	PhD Western Cape
	Doctor of Science (Odontology)	DSc (Odon) Western Cape
	Magister Chirurgiae (Dentium)	MChB Western Cape
	Magister Scientiae (Dentium)	MSc (Dent) Western Cape
	Postgraduate Diploma in Dentistry	PDD Western Cape
<b>Warwick, University of</b>	Master of Science in Orthodontics	MSc (Orth) Warwick
<b>London, University of</b>	Master of Clinical Dentistry	M Clinical Dent London
<b>College of Dentistry of South Africa</b>	Fellow (Oral Medicine and Periodontics)	FCD (SA) OMP
	Fellow (Prosthodontics)	FCD (SA) Pros
<b>College of Pathologist of South Africa</b>	Fellow (Oral Pathology)	
	FC (Path) SA Oral Pathology	
	Fellow (International Board for the Certification of Specialists and Maxillofacial Surgery)	FIBCSOMS (USA).”

**MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 34

2017

REGULATIONS RELATING TO SCOPE OF PRACTICE OF A DENTIST:  
MEDICAL AND DENTAL ACT, 2004

Under section 59 of the Medical and Dental Act, 2004 (Act No. 10 of 2004) and on the recommendation of the Medical and Dental Council of Namibia, I have made the regulations set out in the Schedule.

**B. HAUFIKU****MINISTER OF HEALTH AND SOCIAL SERVICES**

## SCHEDULE

**Definitions**

1. In these regulations, unless the context otherwise indicates, a word or expression defined in the Act has that meaning, and -

“dental intern” means a person who has completed the required qualification for a dentist, in terms of this Act, and is registered as such by the Council;

“dental student” means a person approved and registered by Council for admission to the required course of study a Bachelors Degree in Dentistry;

“dentist” means a health professional who is qualified and clinically capable of providing dental care services to individuals and families;

“medicine” means -

- (a) a substance or a mixture of substances prepared and used or purported to be suitable for use or manufactured or sold for use in -
  - (i) the diagnosis, treatment, mitigation, modification or prevention of a disease, abnormal physical or mental state, or the symptoms thereof, in humans or animals; or
  - (ii) restoring, correcting or modifying any somatic, mental or organic function in humans or animals, whether or not administered by or through a medical device;
- (b) a veterinary medicine; or
- (c) a complementary medicine;

“patient” means any person being treated by a dentist at the request of that person, his or her legal guardian or any other person who provides care for that patient; and

“the Act” means the Medical and Dental Act, 2004 (Act No. 10 of 2004).

### **Scope of practice of a dentist**

2. (1) The following acts are regarded to be the acts which fall within the scope of practice of a dentist and relating to -

- (a) studying, diagnosing and treatment of diseases, disorders and conditions affecting the oral cavity, maxillofacial area and their associated structures;
  - (b) preventing or curing of such diseases, disorders or conditions through dental or surgical procedures; and
  - (c) educating and counselling of a patient.
- (2) When practicing the profession, a dentist may -
- (a) examine physically or clinically the oral, maxillofacial and related structures of a patient;
  - (b) diagnose the diseases, disorders, injuries or conditions of the oral, maxillofacial and related structures of the human body, including -
    - (i) determining the relevance of systemic conditions; and
    - (ii) giving advice on those conditions;
  - (c) advise a patient on his or her oral and dental health status;
  - (d) perform dental procedures on a patient, including the fitting or supplying of a dental prosthesis or appliance;
  - (e) perform aesthetic or cosmetic procedures on a patient pertaining to the oral and peri-oral area;

- (f) prescribe medicines aimed at managing the oral and dental health of a patient, including the prevention and treatment of diseases and the rehabilitation of the patient; and
  - (g) provide information to a patient to enable that patient to improve and maintain his or her oral and dental health.
- (3) The provisions of subregulation (1) may not be construed as prohibiting -
- (a) a person registered under any legislation regulating dentistry from performing any act specified in accordance with the provisions of such legislation;
  - (b) a dental intern, working at an institution recognized by the council, from performing a function or issuing a certificate or other document which in terms of any legislation is required to be performed or issued by a dentist;
  - (c) a dental student from performing an act under the direct and immediate supervision of a dentist in the course of training such student;
  - (d) a dentist from performing an act falling within the scope of dentistry or using any name, title, description or symbol normally associated with such practitioners profession; or
  - (e) a person from performing an act in the course of bona fide research at any institution approved for that purpose by the Minister.
- (4) Despite sub regulation (2), a dentist may perform any procedure under any specialty or additional qualification registered in his or her name.
- (5) This regulation may not be construed as prohibiting a dentist from employing a dental technician, dental therapist or an oral hygienist registered under the Act, or the Allied Health Professions Act, 2004 (Act No. 7 of 2004).

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**MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 35

2017

REGULATIONS RELATING TO SCOPE OF PRACTICE OF MEDICAL PRACTITIONER:  
MEDICAL AND DENTAL ACT, 2004

Under section 59 of the Medical and Dental Act, 2004 (Act No. 10 of 2004), and on the recommendation of the Medical and Dental Council of Namibia, I have made the regulations set out in the Schedule.

**B. HAUFIKU**  
**MINISTER OF HEALTH AND SOCIAL SERVICES**

SCHEDULE

**Definitions**

1. In these regulations, unless the context otherwise indicates, a word or expression defined in the Act has that meaning, and -

“medical intern” means a person who has completed the required qualification for a medical practitioner, in terms of this Act, and registered as such by the Council.

“medical practitioner” means a health professional who is qualified and clinically competent to provide medical care services to individuals and families.

“medical student” means a person approved and registered by Council for admission of the required course of study a Bachelors Degree in Medicine and Surgery.

“medicine” means medicine as defined in the Medicines and Related Substances Control Act, 2003 (Act No. 13 of 2003);

“patient” means a person being treated by a medical practitioner at the request of that person, his or her legal guardian or any other person who provides care for that patient; and

“the Act” means the Medical and Dental Act, 2004 (Act No. 10 of 2004).

### **Scope of practice of medical practitioner**

**2.** (1) The following acts are regarded to be the acts which fall within the scope of practice of medical practitioners -

- (a) taking record of the medical history and the clinical examination of a patient for purposes of diagnosing of physical, mental or psycho-social health conditions;
  - (b) performing medical or clinical procedures on a patient as part of diagnosing, preventing, treating, rehabilitating or alleviating the medical condition of that patient;
  - (c) advising a patient on the physical, mental and psycho-social health status, including his or her genetic conditions or genetic propensity for ill-health;
  - (d) promoting and protecting individual, family and community health;
  - (e) prescribing or administering, of any medicine, substance or medical device as defined in the Medicines and Related Substances Control Act, 2003 (Act No. 13 of 2003);
  - (f) monitoring the progress of the health or medical condition of a patient;
  - (g) referral of a patient, where personal competency would transcend, to one or more appropriate practitioners;
  - (h) monitoring own performance on continuous basis and obtaining improvement measures when necessary; or
  - (i) any other act performed as a result of additional education and training, of medical practitioners, as approved by the Council.
- (2) The provisions of regulation 2(1) may not be construed as prohibiting a -
- (a) person registered under any legislation, regulating health care providers, from performing any act specified in accordance with the provisions of such legislation;

- (b) medical intern, working at an institution recognized by the Council, from performing any function or issuing any certificate or other document which in terms of any legislation may be or is required to be performed or issued by a medical practitioner;
- (c) medical student from performing any act under the direct and immediate supervision of a medical practitioner in the course of his or her training;
- (d) medical practitioner from performing any act falling within the scope of medicine or using any name, title, description or symbol normally associated with such practitioners' profession; or
- (e) person from performing an act in the course of bona fide research at an institution approved for that purpose by the Minister.

(3) Despite subregulation (2), a medical practitioner may perform any procedure under any specialty or additional qualification registered in his or her name.

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## MINISTRY OF HEALTH AND SOCIAL SERVICES

No. 36

2017

### REGULATIONS RELATING TO MINIMUM REQUIREMENTS OF STUDY FOR REGISTRATION AS COMBAT MEDIC, REGISTRATION AS COMBAT MEDIC AND RESTORATION OF NAME TO REGISTER: ALLIED HEALTH PROFESSIONS ACT, 2004

Under section 55 of the Allied Health Professions Act, 2004 (Act No. 7 of 2004), I have, on the recommendation of the Allied Health Professions Council of Namibia, made the regulations set out in the Schedule.

**B. HAUFIKU**  
**MINISTER OF HEALTH AND SOCIAL SERVICES**

#### SCHEDULE

#### ARRANGEMENT OF REGULATIONS

##### PART 1 PRELIMINARY

1. Definitions

##### PART 2 MINIMUM QUALIFICATION OF STUDY FOR REGISTRATION AS COMBAT MEDIC

2. Minimum qualifications for registration as combat medic
3. Recognition of qualification by council

##### PART 3 APPLICATION FOR REGISTRATION AS COMBAT MEDIC

4. Application for registration as combat medic

PART 4  
RESTORATION OF NAME TO REGISTER, TERMINATION OF SERVICE AS COMBAT  
MEDIC AND LANGUAGE OF FORMS AND DOCUMENTS

5. Restoration of name to register
6. Termination of service as combat medic
7. Language of forms and documents

PART 1  
PRELIMINARY

**Definitions**

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

“applicant” means person making an application in accordance with these regulations;

“certified” means certified as a true copy of the original by a commissioner of oaths appointed under section 5, or designated under section 6, of the Justices of the Peace and Commissioners of Oaths Act, 1963 (Act No. 16 of 1963);

“combat medic” means a person registered as combat medic under section 21 of the Act and employed by the Namibian Defence Force, or a person previously registered as an operational emergency care orderly who applies and is registered as a combat medic under that section;

“Namibian Defence Force” means the Namibian Defence Force referred to in section 2 of the Defence Act, 2002 (Act No. 1 of 2002);

“registration authority” means the registration authority responsible for the registration of a person to practice as a combat medic in the country in which the person obtained the qualification; and

“the Act” means the Allied Health Professions Act, 2004 (Act No. 7 of 2004).

PART 2  
MINIMUM QUALIFICATION FOR REGISTRATION AS COMBAT MEDIC

**Minimum qualification for registration as combat medic**

2. (1) Subject to regulation 3, the minimum qualification required by the Council for registration of a person as a combat medic under section 19(1) of the Act is a certificate in combat medical care or intermediate medical care obtained by the person from an educational institution after the person has successfully completed a full-time study for a period not less than two years at that educational institution.

(2) The curriculum of study for the certificate contemplated in subregulation (1) must be completed at Osona Base Military School in Namibia and must include the following subjects -

- (a) Human Anatomy and Physiology;
- (b) Cobat Medicine; and
- (c) General Pharmacology.

**Recognition of qualification by Council**

3. The Council may only register a person as a combat medic, if the -
- (a) educational institution at which the person obtained the qualification contemplated in regulation 2 is approved by the Council;
  - (b) registration authority recognises the qualification referred to in regulation 2 for registration of a person to practice as a combat medic in that country; and
  - (c) person complies with other requirements for registration as a combat medic required in terms of the Act.

**PART 3****APPLICATION FOR REGISTRATION AS COMBAT MEDIC****Application for registration as combat medic**

4. (1) An application for the registration of a person as a combat medic must be made in accordance with section 20 of the Act.

(2) An application referred to in subregulation (1) must, in addition to the documents and particulars specified in section 20(2) of the Act, be accompanied by -

- (a) a certified copy of the identity document or passport of the applicant; and
- (b) the original certificate of registration to practice as a combat medic in the country in which the applicant obtained the qualification issued by the registration authority of that country, if the applicant is registered in that country.

(3) If the applicant is not registered with the registration authority referred to in subregulation (2), the applicant must, together with his or her application for registration, submit -

- (a) a certificate issued by the registration authority certifying that the qualification which the applicant holds entitles the applicant to be registered as a combat medic in the country where the applicant obtained the qualification; or
- (b) if the applicant had been registered previously, a certificate issued by the registration authority specifying the reasons why the applicant is no longer registered.

(4) If the qualification on which the applicant relies for registration is awarded by an educational institution at which the medium of instructions is not the English language, the Council may require the applicant to furnish the Council with proof of proficiency in the English language in a manner that the Council may determine.

**PART 4****RESTORATION OF NAME TO REGISTER, TERMINATION OF SERVICE AS COMBAT MEDIC AND LANGUAGE OF FORMS AND DOCUMENTS****Restoration of name to register**

5. (1) A person whose name has been removed from a register in accordance with section 25 of the Act and who wishes to have his or her name restored to the register must, in accordance with section 26 of the Act, apply to the Council for the restoration of his or her name to the register.



(2) In addition to the documents and information specified by section 26(2) of the Act, the application referred to in subregulation (1) must be accompanied by -

- (a) the original registration certificate issued under section 21(4)(b) of the Act, or if for any reason the original certificate cannot be submitted, the applicant must submit proof to the satisfaction of the Council that the applicant was registered; and
- (b) a declaration by two combat medics confirming the identity and good character of the applicant in such form as the Council may determine.

(3) If the applicant is unable to comply with the requirements of subregulation (2)(b), the Council may accept a declaration by two other persons registered as emergency care practitioners under the Act confirming the identity and good character of the applicant.

#### **Termination of services as combat medic**

6. A person registered as a combat medic and who is no longer employed by the Namibian Defence Force may apply for registration as an emergency care practitioner under the Act.

#### **Language of forms and documents**

7. (1) A form or document required to be submitted to the Council in terms of these regulations must be in the English language.

(2) A form or document referred to in subregulation (1) that is not in the English language must be accompanied by a sworn translation of the form or document in the English language which translation must be acceptable to the Council.

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### **MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 37

2017

#### **REGULATIONS RELATING TO MINIMUM REQUIREMENTS OF STUDY FOR REGISTRATION AS PHLEBOTOMY TECHNICIAN, REGISTRATION AND RESTORATION OF NAME TO REGISTER: ALLIED HEALTH PROFESSIONS ACT, 2004**

Under section 55 of the Allied Health Professions Act, 2004 (Act No. 7 of 2004), I have, on the recommendation of the Allied Health Professions Council of Namibia, made the regulations set out in the Schedule.

**B. HAUFIKU**

**MINISTER OF HEALTH AND SOCIAL SERVICES**

#### **SCHEDULE**

#### **ARRANGEMENT OF REGULATIONS**

#### **PART 1 PRELIMINARY**

1. Definitions

## PART 2

## MINIMUM QUALIFICATION FOR REGISTRATION AS PHLEBOTOMY TECHNICIAN

2. Minimum qualifications for registration as phlebotomy technician
3. Recognition of qualification by Council

## PART 3

## APPLICATION FOR REGISTRATION AS PHLEBOTOMY TECHNICIAN AND REGISTER OF PHLEBOTOMY TECHNICIAN

4. Application for registration as a phlebotomy technician
5. Register of phlebotomy technicians

## PART 4

## RESTORATION OF NAME AND LANGUAGE OF FORMS AND DOCUMENTS

6. Restoration of name to register
7. Language of forms and documents

## PART 1

## PRELIMINARY

**Definitions**

1. In these regulations a word or an expression to which a meaning has been given in the Act has that meaning, and unless the context otherwise indicates -

“applicant” means a person making an application in accordance with these regulations;

“certified” means certified as a true copy of the original by a commissioner of oaths appointed under section 5, or designated under section 6, of the Justices of the Peace and Commissioners of Oaths Act, 1963 (Act No. 16 of 1963);

“phlebotomy technician” means a person registered as a phlebotomy technician under section 21 of the Act;

“registration authority” means the registration authority responsible for the registration of a person to practice as a phlebotomy technician in the country in which the person obtained a qualification; and

“the Act” means the Allied Health Professions Act, 2004 (Act No. 7 of 2004).

## PART 2

## MINIMUM QUALIFICATIONS FOR REGISTRATION AS PHLEBOTOMY TECHNICIAN

**Minimum qualifications for registration as phlebotomy technician**

2. (1) Subject to regulation 3, the minimum qualification required by the Council for registration of a person as a phlebotomy technician under Section 19(1) of the Act is a certificate in phlebotomy obtained by the person from an educational institution after the person has successfully completed a full-time education, tuition and training for a period not less than two years at that educational institution.

(2) A qualification prescribed by subregulation (1) must include education, tuition and training to the satisfaction of the Council in the following subjects:

- (a) ethical and legal aspect of phlebotomy technician;
- (b) basic anatomy and physiology and medical terminology;
- (c) urine and sputum microscope;
- (d) point of care testing;
- (e) specimen collection; and
- (f) HIV pre-test information and support.

### **Recognition of qualification by Council**

3. The Council may only register a person as a phlebotomy technician, if the -
- (a) educational institution at which that person obtained that qualification contemplated in regulation 2 is approved by the Council;
  - (b) registration authority recognises the qualification referred to in regulation 2 for registration of a person to practise as a phlebotomy technician in that country; and
  - (c) person complies with the other requirements for registration as a phlebotomy technician required in terms of the Act.

### **PART 3**

#### **APPLICATION FOR REGISTRATION AS PHLEBOTOMY TECHNICIAN AND REGISTER OF PHLEBOTOMY TECHNICIANS**

### **Application for registration as phlebotomy technician**

4. (1) An application for the registration of a person as a phlebotomy technician must be made in accordance with section 20 of the Act.

(2) An application referred to in subregulation (1) must, in addition to the documents and particulars specified in section 20(2) of the Act, be accompanied by -

- (a) a certified copy of the identity document or passport of the applicant;
- (b) a certificate issued by the Council in such form as the Council may determine, certifying that the applicant has passed the evaluation referred to in section 21(3) of the Act, if applicable; and
- (c) if the qualification on which the applicant relies for registration as a phlebotomy technician is a qualification referred to in section 22(1) of the Act, the original certificate of registration to practice as a phlebotomy technician in the country in which the applicant obtained the qualification issued by the registration authority of that country, if the applicant is registered in that country.

(3) If the applicant is not registered with the registration authority referred to in subregulation (2)(c), the applicant must submit to the Council -

- (a) a certificate issued by the registration authority certifying that the qualification which the applicant holds entitles the applicant to be registered as a phlebotomy technician in the country where the applicant obtained the qualification; or

- (b) if the applicant had been registered previously, a certificate issued by the registration authority specifying the reasons why the applicant is no longer registered.

(4) If the qualification on which the applicant relies on for registration has been awarded by an educational institution at which the medium of instruction is not the English language, the Council may require the applicant to furnish the Council with proof of the proficiency in the English language in a manner that the Council may determine.

### **Register of phlebotomy technicians**

5. The register of phlebotomy technicians established and kept in accordance with subsection (2)(a) of section 24 of the Act, must contain, in addition to the particulars specified in subsection (3) of that section, particulars of the additional qualifications registered against the name of the phlebotomy technician and any change in any of the particulars recorded in the register.

## **PART 4**

### **RESTORATION OF NAME AND LANGUAGE OF FORMS AND DOCUMENTS**

#### **Restoration of name to register**

6. (1) A person whose name has been removed from a register in accordance with section 25 of the Act and who wishes to have his or her name restored to the register must, in accordance with section 26 of the Act, apply to the Council for the restoration of his or her name to the register.

(2) In addition to the documents and information specified by section 26(2) of the Act, the application referred to in subregulation (1) must be accompanied by -

- (a) the original registration certificate issued under section 21(4)(b) of the Act, or if for any reason the original certificate cannot be submitted, the applicant must submit proof to the satisfaction of the Council that the applicant was registered; and
- (b) a declaration by two phlebotomy technicians confirming the identity and good character of the applicant in such forms as the Council may determine.

(3) If the applicant is unable to comply with the requirements of subregulation (2)(b), the Council may accept a certificate by two other persons registered as medical technologists or medical laboratory scientists under the Act confirming the identity and good character of the applicant.

#### **Language of forms and documents**

7. (1) A form or document required to be submitted to the Council in terms of these regulations must be in the English language.

(2) A form or document referred to in subregulation (1) that is not in the English language must be accompanied by a sworn translation of the form or document in English language, which translation must be acceptable to the Council.

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