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**DEPARTEMENT VAN GESONDHEID EN
WELSYN**

No. R. 1015

28 Mei 1982

**DIE SUID-AFRIKAANSE RAAD VIR
TANDTEGNICI**

REGULASIES BETREFFENDE DIE BOEK, REKENINGE EN AANTEKENINGE WAT BYGEHOU MOET WORD DEUR 'N TANDTEGNIKUS-KONTRAKTEUR

Die Minister van Gesondheid en Welsyn het kragtens artikel 12 (1) (b) en 50 (1) (c) (ii) van die Wet op Tandtegnici, 1979 (Wet 19 van 1979), op aanbeveling van die Suid-Afrikaanse Raad vir Tandtegnici, die regulasies uitgevaardig soos in die Bylae hiervan uiteengesit.

BYLAE

Woordomskrywing

1. In hierdie regulasies beteken "die Wet" die Wet op Tandtegnici, 1979 (Wet 19 van 1979), en het enige uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en, tensy uit die samehang anders blyk, beteken—

"kontrakteur" 'n tandtegnikus-kontrakteur;

"principaal" 'n tandarts of die eienaar van 'n laboratorium vir tandkundige werk wat werk wat tot die beroep van 'n tandtegnikus behoort, vir vervaardiging, verandering of herstel aan 'n kontrakteur stuur.

Werkopdragte

2. Enige skriftelike werkopdrag wat 'n principaal aan 'n kontrakteur stuur vir die vervaardiging, verandering of herstel van enige tandkundige werk, moet deur die kontrakteur vir 'n tydperk van minstens drie jaar bewaar word.

Fakture

3. (1) 'n Kontrakteur moet 'n faktuur in die vorm soos deur die raad vir dié doel bepaal, in drievoud invul vir alle tandkundige werk wat hy vir sy principaal voltooi het.

(2) Die oorspronklike en een kopie van die faktuur moet die voltooide werk vergesel wanneer sodanige werk aan die principaal teruggestuur word.

GOVERNMENT NOTICES

**DEPARTMENT OF HEALTH AND
WELFARE**

No. R. 1015

28 May 1982

**THE SOUTH AFRICAN DENTAL
TECHNICIANS COUNCIL**

REGULATIONS RELATING TO THE BOOKS,
ACCOUNTS AND RECORDS TO BE KEPT BY A
DENTAL TECHNICIAN CONTRACTOR

The Minister of Health and Welfare has, in terms of sections 12 (1) (b) and 50 (1) (c) (ii) of the Dental Technicians Act, 1979 (Act 19 of 1979), on the recommendation of the South African Dental Technicians Council, made the regulations set out in the Schedule hereto.

SCHEDULE

Definitions

1. In these regulations "the Act" means the Dental Technicians Act, 1979 (Act 19 of 1979), and any expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context otherwise indicates—

"contractor" means a dental technician contractor;

"principal" means a dentist or the owner of a laboratory for dental work who submits work pertaining to the profession of a dental technician for manufacturing, re-structuring or repair to a contractor.

Workslips

2. Any written workslip that a principal submits to a contractor for the manufacturing, re-structuring or repair of any dental work shall be kept by the contractor for a period of at least three years.

Invoices

3. (1) A contractor shall complete in triplicate an invoice, in the form prescribed by the council for this purpose, for all dental work completed by him for his principal.

(2) The original and one duplicate of the invoice shall accompany the completed work when the work is returned to the principal.

(3) Die kontrakteur moet een kopie van die faktuur vir 'n tydperk van minstens drie jaar hou.

(4) Alle fakture moet in volgorde genommer word, en die kontrakteur moet die nommer van elke faktuur wat hy uitreik, op die werkopdrag inskryf.

Rekening

4. (1) (a) 'n Kontrakteur moet aan die einde van elke kalendermaand en in die vorm soos deur die raad vir dié doel bepaal, aan sy prinsipaal 'n rekeningstaat stuur van al die werk wat hy gedurende die maand vir sy prinsipaal voltooi het.

(b) Die kontrakteur moet 'n kopie van die rekeningstaat hou en vir 'n tydperk van minstens drie jaar bewaar.

(2) (a) 'n Kontrakteur moet 'n kwitansie aan sy prinsipaal uitreik vir alle bedrae wat die prinsipaal betaal het, en 'n kopie daarvan moet deur die kontrakteur bewaar word.

(b) Sodanige kopieë daarvan moet vir 'n tydperk van minstens drie jaar gehou word.

Vrystellings

5. (1) 'n Aansoek om vrystelling moet skriftelik by die raad ingedien word, tesame met 'n uiteensetting van al die gronde vir die aansoek.

(2) In die mate waarin die aansoek op feitlike bewerings berus, moet die waarheid van die bewerings deur 'n beëdigde of plegtige verklaring gesteun word, indien die raad dit verlang.

(3) Indien die aangevraagde vrystelling iemand anders nadelig kan raak, moet die aansoek vergesel gaan van 'n dokument deur daardie persoon onderteken, waarin hy aandui of hy beswaar maak teen die aansoek of daartoe instem.

Strafbepaling

6. Iemand wat die bepalings van regulasies 2, 3 of 4 oortree of versuim om daaraan te voldoen, is skuldig aan 'n misdryf en is by skuldigbevinding strafbaar met 'n boete van hoogstens R100.

No. R. 1016

28 Mei 1982

DIE SUID-AFRIKAANSE RAAD VIR TANDTEGNICI

REGULASIES BETREFFENDE DIE INSTELLING VAN ONDERSOEKE WAT INGEVOLGE ARTIKEL 35 VAN DIE WET GEHOU WORD

Die Minister van Gesondheid en Welsyn vaardig hierby op aanbeveling van die Suid-Afrikaanse Raad vir Tandtegnici, die regulasies uit soos uiteengesit in die Bylae hiervan, kragtens artikel 50 (k) van die Wet op Tandtegnici, 1979 (Wet 19 van 1979).

BYLAE

1. In 'n geval van beweerde onbetaamlike of skandelike gedrag aan die raad gerapporteer, word van die persoon wat die klage of beskuldiging of bewering maak, vereis dat hy skriftelik, waar moontlik in die vorm van 'n beëdigde verklaring, die bepaalde handeling waарoor gekla word beknopt uiteenset en moet hy bereid wees om, indien die raad of sy komitees dit vereis, getuenis ter stawing daarvan aan te voer.

2. Die klakte en enige begeleidende dokumente moet voorgelê word aan die president, wat die registrator moet gelas—

- (a) om nadere inligting van die klaer in te win; of
- (b) om aan die beskuldigde die dokumente wat van die klaer ontvang is, te stuur of om die beskuldigde van die aard van die klakte in kennis te stel en van hom 'n verduideliking te vra, dog om hom te waarsku dat sodanige verduideliking as getuenis teen hom gebruik kan word; of

(3) One duplicate of the invoice shall be kept by the contractor for a period of not less than three years.

(4) All invoices shall be numbered consecutively and the contractor shall enter the number of each invoice that he issues on the workslip.

Accounts

4. (1) (a) A contractor shall at the end of each calendar month submit to his principal an account, in the form prescribed by the council for this purpose, for all the work completed by him for his principal during that month.

(b) A duplicate of the account shall be retained by the contractor and shall be kept by him for a period of not less than three years.

(2) (a) A receipt shall be issued by a contractor to his principal for all payments made by the principal and a duplicate thereof shall be retained by the contractor.

(b) Such duplicate copies thereof shall be kept for a period of not less than three years.

Exemptions

5. (1) An application for exemption shall be submitted to the council in writing, together with a statement of all the reasons for the application.

(2) In so far as the application rests on factual claims, the truth of the claims shall be substantiated by an affidavit or solemn statement should the council so desire.

(3) If the requested exemption may detrimentally affect any person, the application shall be accompanied by a signed document by such person indicating whether he objects to or agrees with the application.

Penalties

6. Any person who contravenes or fails to comply with the provisions of regulations 2, 3 or 4 shall be guilty of an offence and liable upon conviction to a fine not exceeding R100.

No. R. 1016

28 May 1982

THE SOUTH AFRICAN DENTAL TECHNICIANS COUNCIL

REGULATIONS RELATING TO THE INSTITUTION OF INQUIRIES HELD IN TERMS OF SECTION 35 OF THE ACT

The Minister of Health and Welfare, on the recommendation of the South African Dental Technicians Council, hereby makes the regulations set out in the Schedule hereto, in terms of section 50 (k) of the Dental Technicians Act, 1979 (Act 19 of 1979).

SCHEDULE

1. In a case of alleged improper or disgraceful conduct reported to the council, the person making the complaint or charge or allegation shall be required to furnish a written statement in the form, wherever possible, of an affidavit detailing in concise terms the specific act complained of, and must be prepared, if so required by the council or its committees, to bring evidence in support thereof.

2. The complaint and any accompanying documents shall be submitted to the president, who shall direct the registrar—

- (a) to call for further information from the complainant;

- (b) to forward to the accused the documents received from the complainant or to advise the accused of the nature of the complaint and ask him for an explanation, with a warning to him that such explanation may be used in evidence against him; or

(c) om die aangeleentheid na die raad te verwys.

3. (1) Na ontvangst van die antwoorde verlang ingevolge die voorgaande regulasie, moet die registrar hulle aan die president voorlê, of as geen antwoorde ontvang word nie, moet die registrar dit aan die president rapporteer.

(2) Die president moet dan sy aanbeveling oor die saak doen wat, tesame met alle ander betrokke stukke, vir oorweging na die raad verwys moet word.

4. Die raad kan verdere ondersoek laat instel en sodanige regssadvies inwin of ander hulp inroep as wat hy nodig ag.

5. As die raad besluit dat die klage, selfs al is dit bewys, tog nie onbetaamlike of skandelike gedrag uitmaak nie of gedrag wat, indien die persoon se beroep in aanmerking geneem word, nie onbetaamlik of skandelik is nie, of om enige ander rede nie aan 'n ondersoek onderwerp behoort te word nie, moet hy sodanige stappe doen as wat hy goedvind.

6. Indien die raad besluit dat die getuienis aangevoer ter stawing van die klage prima facie bewys lewer van onbetaamlike of skandelike gedrag of van gedrag wat, indien die persoon se beroep in aanmerking geneem word, onbetaamlik of skandelik is, moet hy reëlings tref dat die saak deur die raad of deur die tugkomitee verhoor word.

7. Ingeval besluit word om 'n ondersoek in te stel, moet die uitvoerende komitee, met inagneming van die bepalings van artikel 36 (7) van die Wet 'n *pro forma*-aanklaer aanstel om die saak aan die raad of die tugkomitee voor te lê: Met dien verstande dat 'n lid van die raad nie aldus aangestel word nie.

8. (1) Ingeval besluit word om 'n ondersoek in te stel, moet die president of registrar namens die raad 'n kennisgewing uitrek in die vorm van Aanhangel A hiervan, gerig aan die beskuldigde, uitrek waarin gemeld word die tyd, datum en plek van die ondersoek, die volle besonderhede van die beskuldiging wat teen hom ingebring is en dat hy skriftelik op die beskuldigings soos in die dagvaarding uiteengesit mag antwoord, maar waarin hy terselfdertyd gewaarsku word dat enige sodanige antwoorde as getuienis teen hom gebruik kan word.

(2) Die kennisgewing in subregulasie (1) genoem, word aan die beskuldigde by sy geregistreerde adres beteken of per pos aan hom by sy geregistreerde adres per geregistreerde brief gerig.

9. (1) In alle gevalle waar die *pro forma*-aanklaer of die beskuldigde die wens uitspreek om persone as getuies te laat dagvaar, kan die raad of die tugkomitee, na goedvinde, die nodige dagvaardings uitrek en kan van die beskuldigde, indien getuies op sy versoek gedagvaar word, 'n deposito vereis voldoende om die koste daarvan verbonde te dek, en kan sodanige koste betaal uit die bedrag wat aldus gestort is.

(2) Die gelde aan getuies betaalbaar, word betaal ooreenkomsdig die tarief wat op strafake in 'n landdroshof van toepassing is.

10. 'n Dagvaarding om as 'n getuie voor die raad of die tugkomitee te verskyn, of om aan hom 'n boek, aantekening, dokument of voorwerp voor te lê, moet so na as moontlik in die vorm van Aanhangel B hiervan wees.

11. By 'n ondersoek ingevolge hierdie regulasies ingestel, is die prosedure soos volg:

(1) Die president van die raad of die voorsitter van die betrokke tugkomitee, welke van hierdie liggame ook al die ondersoek instel, of die registrar, lees die kennisgewing van die ondersoek gerig aan die beskuldigde voor.

(2) (a) Die beskuldigde word dan deur die president van die raad of die voorsitter van die tugkomitee, na gelang van die geval, gevra om "skuldig" of "onskuldig" te pleit op die beskuldiging(s) teen hom: Met dien verstande dat indien

(c) to refer the case to the council.

3. (1) On receipt of any replies asked for under the preceding regulation the registrar shall submit them to the president or, if no replies are received, the registrar shall report this to the president.

(2) The president shall then make his recommendation on the case, and this, with all the other documents concerned, shall be referred to the council for consideration.

4. The council may cause further investigation to be made and seek such legal advice or other assistance as it may deem necessary.

5. Should the council resolve that the complaint even if substantiated, would not constitute improper or disgraceful conduct or conduct which, when regard is had to the accused person's profession, would be improper or disgraceful, or for any other reason should not be subjected to an inquiry, it shall take such action as it may think fit.

6. Should the council resolve that the evidence furnished in support of the complaint constitutes prima facie evidence of improper or disgraceful conduct or conduct which, when regard is had to the person's profession, is improper or disgraceful, it shall arrange to have the case heard by the council or by the disciplinary committee.

7. If it is resolved to institute an inquiry, the executive committee shall, taking into consideration the provisions of section 36 (7) of the Act, appoint a *pro forma* complainant to present the case to the council or disciplinary committee: Provided that a member of the council may not be appointed a *pro forma* complainant.

8. (1) In the event of an inquiry being resolved upon, the president or registrar, on behalf of the council, shall issue a notice in the form of Annexure A hereto, addressed to the accused person and advising him of the date, time and venue of the inquiry, giving full particulars of the charge preferred against him and advising him that he may submit an answer in writing to the charges set forth in the summons but warning him that any such answer may be used in evidence against him.

(2) The notice referred to in subregulation (1) shall be served on the accused at his registered address or forwarded through the post to him at his registered address by registered letter.

9. (1) In all cases where the *pro forma* complainant or the accused expresses a desire to have persons subpoenaed as witnesses, the council or disciplinary committee may at its discretion issue the necessary summonses and may require the accused, if witnesses are summoned at his instance, to deposit a sum of money sufficient to cover the costs involved, and may pay such costs from the amount so deposited.

(2) The fees payable to witnesses shall be in accordance with the tariff applicable to criminal cases in a magistrate's court.

10. A summons for attendance as a witness before the council or disciplinary committee or for the production to it of any book, record, document or thing shall be as nearly as practicable in the form of Annexure B hereto.

11. At an inquiry held in terms of these regulations the procedure shall be as follows:

(1) The president of the council or the chairman of the disciplinary committee concerned, whichever of these bodies holds the inquiry, or the registrar, shall read the notice of inquiry addressed to the accused.

(2) (a) The accused shall then be asked by the president of the council or the chairman of the disciplinary committee, as the case may be, to plead "guilty" or "not guilty" to the charge(s) against him: Provided that if the accused by a

die beskuldigde voor die verhoor die registrar skriftelik by wyse van 'n brief deur hom persoonlik onderteken, verwittig het dat hy "skuldig" pleit op die beskuldiging(s) teen hom, dit in sy afwesigheid as sy pleit aangeteken kan word, in welke geval dit by die liggaam wat die ondersoek instel, berus of hy getuienis oor die beskuldiging(s) wil aanhoor of nie.

(b) Indien die beskuldigde "onskuldig" pleit, moet die liggaam wat die ondersoek instel, getuienis ten opsigte van die beskuldiging aanhoor.

(c) Indien die beskuldigde weier of in gebreke bly om regstreeks op 'n beskuldiging te pleit, maak die liggaam wat die ondersoek instel, daarvan 'n aantekening en teken hy voorts 'n pleit van "onskuldig" namens die beskuldigde aan, en 'n pleit aldus aangeteken, het dieselfde gevolg asof dit inderdaad aldus gepleit is.

(3) (a) Waar enige getuienis ten opsigte van enige beskuldiging aangevoer moet word, of omdat die beskuldigde "onskuldig" gepleit het of omdat die liggaam wat die ondersoek instel, besluit het dat getuienis aangebied moet word, moet die *pro forma*-aanklaer geleentheid gegee word om sy saak uiteen te sit en daarna om getuienis ter stawing daarvan te lei.

(b) Na beëindiging van sodanige getuienis is die *pro forma*-aanklaer se saak afgesluit.

(4) (a) Indien die beskuldigde teenwoordig is of verteenwoordig word, word hy of sy verteenwoordiger geleentheid gegee om sy saak uiteen te sit en om daarna getuienis ter stawing daarvan te lei: Met dien verstande dat die beskuldigde toegelaat moet word, indien hy dit verlang, om sy verweer skriftelik te stel, in welke geval sodanige skriftelike uiteensetting aan die liggaam wat die ondersoek instel, voorgelees word.

(b) Indien die beskuldigde afwesig is en hy nie verteenwoordig word nie, word enige skrywe, verklaring, verduideliking of verweer wat hy voorgelê het na aanleiding van 'n versoek ingevolge regulasie 2 (b) of na aanleiding van die kennisgewing uitgereik ingevolge regulasie 8, of albei, aan die liggaam wat die ondersoek instel, voorgelees en as getuienis ontvang.

(c) Nadat die beskuldigde of sy verteenwoordiger sy getuienis gelei het, of, in plek daarvan, sy skriftelike uiteensetting, verklaring, verduideliking of verweer voorgelees is, is sy saak afgesluit.

(5) Die liggaam wat die ondersoek instel, kan indien hy dit goed ag, toelaat dat verdere getuienis gelei word of deur die *pro forma*-aanklaer of deur die beskuldigde of sy verteenwoordiger of deur albei nadat hulle sake reeds afgesluit is.

(6) Nadat alle getuienis afgelê is, word die *pro forma*-aanklaer toegelaat om die liggaam wat die ondersoek instel, toe te spreek oor die getuienis en die regsposisie, en dit word toegelaat afgesien daarvan of die beskuldigde getuienis gelei het of nie.

(7) Daarna word die beskuldigde of sy verteenwoordiger, indien teenwoordig, insgelyks toegelaat om die liggaam wat die ondersoek instel, toe te spreek.

(8) Die liggaam wat die ondersoek instel, kan na goedunke die *pro forma*-aanklaer toelaat om repliek te lewer op regsvraagstukke wat die beskuldigde of sy verteenwoordiger in sy rede geopper het.

12. (1) Lede van die raad of die tugkomitee kan, met toestemming van die voorsitter, sodanige vrae aan getuienes stel as wat hulle wenslik ag.

(2) (a) Nadat die getuienis van 'n getuije gelewer is, is die teenparty of sy verteenwoordiger geregtig om die getuije te kruisvra; daarna is die voorsitter of president van die liggaam wat die ondersoek instel, geregtig om enige vrae wat hysself of wat lede van die liggaam met sy toestemming wil stellen, aan die getuije te stel.

personally signed letter notified the registrar before the hearing that he pleads "guilty" to the charge(s) against him, it may be entered as his plea in his absence, in which event the body holding the inquiry may exercise its discretion as to whether or not to hear evidence pertaining to the charge(s).

(b) If the accused pleads "not guilty" the body holding the inquiry must proceed to hear evidence pertaining to the charge.

(c) If the accused refuses or fails to plead directly to the charge, the body holding the inquiry shall make a note thereof and enter a plea of "not guilty" on behalf of the accused, and a plea so entered shall have the same result as if it had in fact been so pleaded.

(3) (a) Where evidence pertaining to any charge must be adduced either because the accused has pleaded "not guilty" or because the body holding the inquiry has decided that evidence should be adduced, the *pro forma* complainant shall be given the opportunity of stating his case and thereafter of leading evidence in support thereof.

(b) Upon the conclusion of such evidence the *pro forma* complainant's case shall be closed.

(4) (a) If the accused is present or is represented, he or his representative shall be given the opportunity of stating his case and thereafter of leading evidence in support of it: Provided that the accused shall be allowed to present his defence in writing, should he so wish, in which event such written exposition shall be read to the body holding the inquiry.

(b) If the accused is absent and he is not represented, any letter, statement, explanation or defence which he put forward as a result of a request in terms of regulation 2 (b) or as result of the notice issued in terms of regulation 8, or both, shall be read to the body holding the inquiry and shall be received as evidence.

(c) After the accused or his representative has led his evidence or his written exposition, statement, explanation or defence has been read instead, his case shall be closed.

(5) The body holding the inquiry may, if it thinks it desirable, allow further evidence to be led by either the *pro forma* complainant or the accused or his representative or by both after their cases have been closed.

(6) After all evidence has been given, the *pro forma* complainant shall be allowed to address the body holding the inquiry on the evidence and the legal position, and this shall be allowed irrespective of whether the accused has led evidence or not.

(7) Thereafter the accused or his representative, if present, shall likewise be allowed to address the body holding the inquiry.

(8) If it sees fit, the body holding the inquiry may allow the *pro forma* complainant to reply to questions of law which the accused or his representative has raised in his address.

12. (1) Members of the council or the disciplinary committee may, with the consent of the president or the chairman, put to the witness such questions as they think desirable.

(2) (a) After the evidence of a witness has been given, the opposing party or his representative shall be entitled to cross-examine the witness; thereafter the president or chairman of the body holding the inquiry shall be entitled to put to the witness any questions which he wishes to put or which members of the body wish to put with his consent.

(b) Indien getuienis gelei is, is die persoon wat die getuienis gelei het, daarop geregtig om die getuie te herondervra, maar hy moet sy herondervraging beperk tot aangeleenthede waaroor die getuie gekruisvra is of waaroor die voorsitter aan die getuie vrae gestel het.

13. Ingeval nog die klaer nog die beskuldigde opdaag, moet die raad of die tugkomitee daaroor beraadslaag en besluit watter verdere stappe, as dit nodig is, gedoen moet word.

14. (1) Alle mondelinge getuienis moet onder eed of bevestiging afgelê word en die raad of die tugkomitee kan weier om getuienis toe te laat van enige getuie of deponent by 'n dokument wat nie vir kruisondervraging aanwesig is nie, of wat weier om hom daaraan te onderwerp.

(2) (a) Die verklaring van 'n klaer wat nie persoonlik aanwesig is nie, of van enige getuie ter stawing van die beskuldiging(s) wat nie persoonlik aanwesig is nie, moet in die vorm van 'n beëdigde verklaring wees: Die beskuldigde kan egter teen sodanige getuienis beswaar maak indien hy nie in die geleentheid gestel word om die getuie te kruisvra nie: Met dien verstande dat waar die inligting of beskuldiging(s) gebaseer is op die oorkonde van 'n wetlike ingestelde hof, sodanige oorkonde as prima facie-getuienis aanvaar moet word indien dit as 'n ware kopie gesertifiseer is.

(b) As dit uitvoerbaar is en regverdig lyk, kan die raad of die tugkomitee die getuies wie se getuienis in sodanige oorkonde verskyn, vir doeleindes van kruisondervraging dagvaar.

15. (1) Na afloop van die saak moet die raad of die tugkomitee *in camera* daaroor beraadslaag.

(2) Indien die beskuldigde onskuldig bevind word aan die beskuldiging teen hom ingebring, moet hy onmiddellik dienooreenkomsdig in kennis gestel word, en waar die saak deur 'n tugkomitee verhoor is, moet die komitee sy optrede aan die raad rapporteer.

(3) Indien die liggaaam wat die ondersoek instel, met betrekking tot enige beskuldiging vasgestel het dat voldoende feite tot sy tevredenhed bewys is om die beskuldiging te staaf, moet hy besluit of die beskuldiging aldus gestaaf, onbetaamlik of skandelike gedrag uitmaak of gedrag wat, indien die beskuldigde se beroep in aanmerking geneem word, onbetaamlik of skandelik is, en moet hy sy bevinding in hierdie verband bekendmaak.

(4) Na bekendmaking van 'n bevinding soos hierbo uiteengesit, of nadat die beskuldigde "skuldig" gepleit het en die liggaaam wat die ondersoek instel, beslis het dat geen getuienis gelei word nie, moet die *pro forma*-aanklaer bewys aanvoer van vorige skuldigbevindings van die beskuldigde ingevolge die Wet as enige sodanige skuldigbevinding voorheen teen hom aangeteken is: Met dien verstande dat die *pro forma*-aanklaer geregtig is om sodanige bewys aan te voer slegs indien die beskuldigde voor die aanvang van die ondersoek in kennis gestel is dat die bewys aangevoer sal word ingeval die raad of die tugkomitee hom skuldig sou bevind aan die gedrag waarvan hy aangekla word.

(5) (a) (i) Bewys van vorige skuldigbevindings ingevolge die Wet moet aangevoer word deur middel van 'n sertifikaat onder die hand van die registrateur.

(ii) Sodaanige sertifikaat moet die beskuldiging bevat wat indertyd teen die beskuldigde ingebring is, die bevinding van die raad of tugkomitee en die opgelegde straf.

(b) 'n Beskuldigde het die reg om die korrektheid van sodaanige sertifikaat te betwis, in welke geval 'n afskrif van die oorkonde van die verrigtinge in die besit van die raad voorgelê moet word tesame met 'n afskrif van die notule van die vergadering van die raad waartydens die bevinding en die straf wat opgelê is, bekratig is.

(b) If evidence has been led, the person who led the evidence shall be entitled to re-examine the witness, but shall confine his re-examination to matters on which the witness was cross-examined or on which the chairman put questions to the witness.

13. In a case in which neither the complainant nor the accused appears, the council or the disciplinary committee shall consider and decide what further action, if any, should be taken.

14. (1) All oral evidence shall be taken on oath or affirmed to and the council or the disciplinary committee may decline to admit the evidence of any witness or deponent to a document who is not present for, or declines to submit to, cross-examination.

(2) (a) The statement of a complainant who is not present in person, or of any witness in support of the charge(s) who is not present in person, shall be in the form of an affidavit: The accused may, however, object to such evidence if he is not given the opportunity of cross-examining the witness: Provided that where the information or charge(s) has or have been based on the records of a lawfully constituted court, such records shall be accepted as prima facie evidence provided they have been certified to be a true copy.

(b) If it is practicable and appears just, the council or the disciplinary committee may subpoena for the purposes of cross-examination the witnesses whose evidence appears in the said records.

15. (1) Upon conclusion of the case, the council or the disciplinary committee shall deliberate thereon *in camera*.

(2) If the accused is found not guilty of the charge preferred against him, he shall be advised accordingly forthwith, and where the inquiry has been heard by a disciplinary committee, the committee shall report its action to the council.

(3) If the body holding the inquiry has determined, regarding any charge, that sufficient facts have been proved to its satisfaction to support the charge, it shall decide whether the charge so supported constitutes improper or disgraceful conduct, or conduct which, when regard is had to the accused's profession, is improper or disgraceful, and it shall announce its finding in this connection.

(4) After an announcement of a finding as aforesaid has been made or after the accused has pleaded "guilty" and the body holding the inquiry has decided that no evidence will be led, the *pro forma* complainant shall adduce evidence of previous convictions of the accused under the Act if any such convictions have previously been recorded against him: Provided that it shall be lawful for the *pro forma* complainant to adduce such evidence only if notice has been given to the accused prior to the commencement of the inquiry that in the event of the council or disciplinary committee finding him guilty of the conduct with which he is charged, such evidence will be adduced.

(5) (a) (i) Evidence of previous convictions under the Act shall be adduced by means of a certificate under the hand of the registrar.

(ii) Such certificate shall contain the charge preferred against the accused at the time, the finding of the council or disciplinary committee and the penalty imposed.

(b) An accused person shall be entitled to challenge the correctness of such certificate, in which case a copy of the record of such case in the possession of the council and the minutes of the meeting of the council at which the finding and the penalty were confirmed shall be produced.

(6) Die president of die voorsitter moet dan aan die *pro forma*-aanklaer die geleentheid bied om vertoë te rig in verband met die oplegging van 'n gepaste straf.

(7) Die president of die voorsitter moet dan aan die beskuldigde die geleentheid bied om die raad of die tugkomitee ter versagting van die straf wat opgelê staan te word, toe te spreek en getuienis ter versagting en aangaande karakter te lei of te lewer.

(8) Daarna moet die raad of die tugkomitee *in camera* beraadslaag omtrent die straf wat opgelê moet word.

(9) (a) Indien die beskuldigde skuldig bevind word en daar besluit word dat die straf wat opgelê word, 'n waarskuwing of 'n berisping is, of 'n waarskuwing en 'n berisping, moet die bevinding en die straf wat opgelê is, onmiddellik daarna aan al die betrokkenes deur die president of die voorsitter wat by sodanige vergadering optree, meegedeel word, of per brief op 'n latere datum, na gelang die raad of die tugkomitee gelas.

(b) Indien die ondersoek deur 'n tugkomitee gehou is, moet die komitee sy optrede aan die raad rapporteer.

(10) (a) (i) Indien die ondersoek deur 'n tugkomitee gehou is en die beskuldigde skuldig bevind word en daar besluit word om aan te beveel dat 'n ander straf as 'n waarskuwing of 'n berisping, of 'n waarskuwing en 'n berisping, opgelê word, moet die tugkomitee alle tersaaklike dokumente tesame met die oorkonde van die getuienis en sy bevinding sowel as die aanbeveling ten opsigte van die straf wat opgelê moet word, aan die raad voorle, wat sodanige bevinding en aanbeveling kan wysig of bekragtig of kan weier om dit te bekragtig, of die saak na die komitee kan terugverwys vir verdere oorweging en verslag.

(ii) Die voorsitter van die tugkomitee moet die aanbeveling betreffende die straf wat opgelê moet word, onmiddellik aan die betrokke partye mededeel, of op 'n latere datum per brief, na gelang die tugkomitee gelas.

(b) (i) Die beskuldigde is daarop geregtig om vertoë tot die raad te rig aangaande die uitoefening van die raad se diskresie ten opsigte van die bekragtiging van die oplegging van die straf.

(ii) Sodanige vertoë geskied slegs by wyse van 'n skriflike memorandum gerig aan die registrator vir voorlegging aan die raad.

(c) Die raad oorweeg geen vertoë ten aansien van die uitoefening van sy diskresie betreffende die bekragtiging van die oplegging van die straf nie tensy sodanige vertoë skriftelik deur die beskuldigde self of syregsverteenvwoerdiger aan die registrator gerig word.

(d) Alle vertoë moet deur die registrator ontvang word voor 'n datum wat die voorsitter ten tyde van voormalde mededeling moet aankondig of wat in voormalde brief vervat moet word.

(11) Indien die saak deur die raad verhoor is of ingevolge die voorgaande subregulasie na die raad verwys is, moet die bevinding en die straf (as daar is) wat die beskuldigde opgelê is, aan die betrokke partye meegedeel word, of onmiddellik daarna deur die president of op 'n later datum per brief, na gelang die raad gelas.

(12) Waar 'n straf deur die raad of die tugkomitee opgelê is, tref die registrator reëlings vir die publikasie in die *Staatskoerant* in albei amptelike tale van die naam van die betrokke persoon, die beskuldiging(s) waaraan hy skuldig bevind is en die straf wat hom opgelê is.

16. Niks in hierdie regulasies word uitgelê nie as sou dit die raad die reg en bevoegdheid ontnem om enige saak te behandel sonder verwysing na 'n komitee.

17. Die prosedure in hierdie regulasie voorgeskryf, is *mutatis mutandis* van toepassing op 'n ondersoek gehou ingevolge artikel 43 (1) van die Wet.

(6) The president or the chairman shall then afford the *pro forma* complainant an opportunity of making representations regarding a suitable penalty to be imposed.

(7) The president or the chairman shall then afford the accused an opportunity of addressing the council or the disciplinary committee in mitigation of the penalty to be imposed and of leading evidence in mitigation and concerning character.

(8) Thereupon the council or the disciplinary committee shall deliberate *in camera* upon the penalty to be imposed.

(9) (a) If the accused is found guilty and it is resolved that the penalty imposed be a caution or a reprimand or a reprimand and a caution, the finding and the penalty imposed on the accused shall be communicated immediately thereafter to the parties concerned by the president or the chairman presiding at the meeting of such council or disciplinary committee, or at a later date by letter, as the council or disciplinary committee may direct.

(b) If the inquiry has been held by a disciplinary committee, the committee shall report its action to the council.

(10) (a) (i) If the inquiry has been held by a disciplinary committee and the accused is found guilty and it is resolved to recommend that any other penalty than a caution or a reprimand, or a reprimand and a caution, be imposed, the committee shall forward all relevant papers with a record of the evidence and its finding and recommendation in regard to the penalty to be imposed to the council, which may vary, confirm or refuse to confirm such finding and recommendation or may refer the case back to the disciplinary committee for further consideration and a report.

(ii) The recommendation concerning the penalty to be imposed shall also be communicated immediately thereafter to the persons concerned by the chairman, or at a later stage by letter, as the disciplinary committee may direct.

(b) (i) The accused shall be entitled to make representations to the council regarding the exercise of its discretion concerning the confirmation of the imposition of such penalty.

(ii) Such representations shall be made only in the form of a written memorandum addressed to the registrar for submission to the council.

(c) The council shall not consider any representations regarding the exercise of its discretion concerning the confirmation of the imposition of the penalty unless such representations are addressed to the Registrar in writing by the accused himself or by his legal representative.

(d) All representations must be received by the Registrar before a date which the chairman shall announce at the time of the aforesaid communication or which shall be stated in the afore-mentioned letter.

(11) If the case has been heard by the council, or if the case has been referred to the council under the preceding subregulation, the finding and the penalty (if any) imposed on the accused shall be communicated to the parties concerned, either immediately thereafter by the president or at a later date in writing, as the council may direct.

(12) Where a penalty has been imposed by the council or a disciplinary committee, the registrar shall arrange for the publication in the *Gazette* in both official languages of the name of the person concerned, the charge or charges on which he has been found guilty and the penalty which has been imposed upon him.

16. Nothing in these regulations shall be construed as withdrawing from the council the right and power to deal with any matter without referring it to a committee.

17. The procedure prescribed in these regulations shall be applicable *mutatis mutandis* to an inquiry conducted in terms of section 43 (1) of the Act.

18. Die regulasies betreffende die instelling van ondersoeke soos aangekondig by Proklamasie R. 214 gedateer 29 Julie 1966 en gewysig by Proklamasie R. 181 gedateer 20 Augustus 1971 word hierby herroep.

AANHANGSEL A

VORM VAN KENNISGEWING AAN BESKULDIGDE

Aan.....

U word hierby kennis gegee dat die Suid-Afrikaanse Raad vir Tandtegnici of 'n tugkomitee van die Raad voornemens is om op die dag van 19..... om te 'n ondersoek te hou na die volgende beskuldiging wat teen u ingebring is:

Kragtens die bepalings van artikel 36 (2) van Wet 19 van 1979 is u geregtig om, of self of deur uregsverteenvoerder, die ondersoek by te woon en op die beskuldiging te antwoord en u verdediging aan te voer.

As u versuim om te verskyn, kan die raad of die tugkomitee die beskuldiging ooreenkomsdig die betrokke regulasiesoorweeg en behandel.

As u verkiets dat u brief gedateer (of enige verdere skriflike mededeling wat u wil indien) as u verduidelik of verweer moet dien, geliewe my dienooreenkomsdig so spoedig moontlik en nie later nie as in kennis te stel, maar u word hierby gewaarsku dat enige sodanige mededeling as getuenis gebruik kan word.

'n Kopie van die betrokke regulasies is ingesluit.

Gegee onder die hand van die van die raad op hede die dag van 19.....

President of Registratur

AANHANGSEL B

VORM VAN DAGVAARDING OM TE VERSKYN VOOR DIE SUIDAFRIKAANSE RAAD VIR TANDTEGNICI OF 'N KOMITEE VAN DIE RAAD

Aan.....

(naam van gedagvaarde en sy adres)

U word hierby gedagvaar om in (plek) op (datum en tyd) te verskyn voor die Suid-Afrikaanse Raad vir Tandtegnici of 'n tugkomitee van die raad ingestel kragtens die Wet op Tandtegnici, 1979, om getuenis af te lê aangaande en u word gelas om

(vermeld die betrokke boek, aantekening, dokument of voorwerp saam te bring.)

Gegee onder die hand van die van die raad op hede die dag van 19.....

President of Registratur

No. R. 1017

28 Mei 1981

DIE SUID-AFRIKAANSE RAAD VIR
TANDTEGNICIREGULASIES BETREFFENDE DIE VERRIGTINGE
VAN DIE WERKSAAMHEDE VAN DIE SUIDAFRIKAANSE RAAD VIR TANDTEGNICI EN VERWANTE
AANGELEENTHEDE

Die Minister van Gesondheid en Welsyn het kragtens artikel 50 van die Wet op Tandtegnici, 1979 (Wet 19 van 1979), op aanbeveling van die Suid-Afrikaanse Raad vir Tandtegnici, die regulasies uitgevaardig soos in die Bylae hiervan uiteengesit.

BYLAE

Woordomskrywing

1. In hierdie Bylae beteken "die Wet" die Wet op Tandtegnici, 1979 (Wet 19 van 1979), en het enige uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en tensy uit die samehang anders blyk, beteken—

"gewone vergadering" 'n vergadering van die raad wat nie 'n spesiale vergadering is nie;

"lid" 'n lid van die raad;

18. The regulations relating to the conduct of inquiries by the council published under Proclamation R. 214, dated 29 July 1966, and amended by Proclamation R. 181, dated 20 August 1971, are hereby repealed.

ANNEXURE A

FORM OF NOTICE TO AN ACCUSED PERSON

To

You are hereby notified that the South African Dental Technicians Council or a disciplinary committee of the council intends to hold an inquiry at on the day of 19..... when the following charge which has been preferred against you will be investigated:

In terms of section 36 (2) of Act 19 of 1979 you are entitled to attend the inquiry and to answer the charge and be heard in your defence, either by yourself or through your legal representative. Should you fail to appear, the council or the disciplinary committee may consider and deal with the charge in accordance with the relative regulations.

Should you desire your letter dated (or any further written communication which you wish to make) to constitute your explanation or defence, please notify me to that effect as soon as possible, and not later than but you are hereby warned that any such communication may be used in evidence.

A copy of the relevant regulations is enclosed.

Given under the hand of the of the council this day of 19.....

President or Registratur

ANNEXURE B

FORM OF SUMMONS TO APPEAR BEFORE THE SOUTH AFRICAN DENTAL TECHNICIANS COUNCIL OR A COMMITTEE OF THE COUNCIL

To (name of person summoned and his address)

You are hereby summoned to appear at (place) on (date and time) before the South African Dental Technicians Council or a disciplinary committee of the council, established in terms of the Dental Technicians Act, 1979 (Act 19 of 1979), to give evidence respecting and you are required to bring with you (specify the book, document, record or thing)

Given under the hand of the of the council, this day of 19.....

President or Registratur

No. R. 1017

28 May 1981

THE SOUTH AFRICAN DENTAL
TECHNICIANS COUNCILREGULATIONS RELATING TO THE CONDUCT OF
THE BUSINESS OF THE SOUTH AFRICAN DENTAL
TECHNICIANS COUNCIL AND RELATED MATTERS

The Minister of Health and Welfare has on the recommendation of the South African Dental Technicians Council, promulgated the following regulations in terms of section 50 of the Dental Technicians Act, 1979 (Act 19 of 1979), as set out in the Schedule hereto.

SCHEDULE

Definitions

1. In this Schedule "the Act" means the Dental Technicians Act, 1979 (Act 19 of 1979), and any expression to which a meaning has been assigned in the Act shall bear that meaning and unless the context indicates otherwise—

"ordinary meeting" means a meeting of the council which is not a special meeting;

"member" means a member of the council;

"president" die president van die raad;
 "spesiale vergadering" 'n spesiale vergadering in artikel 8 (2) van die Wet bedoel;
 "voorsitter" die persoon wat by 'n vergadering van die raad of 'n komitee van die raad voorsit.

HOOFSTUK I

VERGADERINGS VAN DIE RAAD

Kennisgewing van vergaderings

2. (1) Kennisgewing van gewone en spesiale vergaderings moet die sake vermeld wat op die vergaderings behandel gaan word en moet in die geval van gewone vergaderings minstens 14 dae voor die datum wat vir die vergadering vasgestel is, aan elke lid gestuur word.

(2) Vir spesiale vergaderings moet sodanige kennis gegee word as wat die president voldoende ag, en indien nodig, kan dit per telegram of mondelings geskied.

Prosedure by vergaderings

3. (1) (a) Die president sit by alle vergaderings van die raad voor.

(b) By en slegs vir die doeleinnes van die verkiesing van 'n president van elke nuut aangestelde raad, sit die registrator voor: Met dien verstande dat hy geen stem het nie.

(2) Op die bepaalde uur moet die voorsitter die voorsitterstoel inneem en indien na verloop van 'n kwartier geen kworum aanwesig is nie, kan hy die vergadering uitstel tot 'n datum en tyd wat hy bepaal.

(3) (a) Behalwe vir sover hierdie regulasies anders bepaal, beslis die voorsitter oor enige vraag van orde of prosedure by 'n vergadering van die raad.

(b) Indien 'n lid teen so 'n beslissing van die voorsitter beswaar maak, word die vraag sonder bespreking tot stemming gebring en die beslissing van die vergadering is afdoende.

(4) Geen aangeleentheid wat nie in 'n kennisgewing bedoel in regulasie 2 vermeld word nie, word by 'n vergadering van die raad oorweeg nie, tensy die meerderheid van die lede wat by sodanige vergadering aanwesig is, daartoe instem of die Minister dit gelas.

(5) 'n Lid wat 'n saak voor die raad wil bring, moet minstens 30 dae voor die datum bepaal vir 'n vergadering, 'n skriftelike kennisgewing van sy mosie aan die registrator stuur, en die mosie moet vermeld staan in die kennisgewing van die vergadering en saam met ander sake wat aan die raad voorgelê word, oorweeg word.

(6) Indien 'n lid wat by 'n vergadering van die raad aanwesig is, dit nie eens is met 'n besluit wat op sodanige vergadering geneem word nie, kan hy versoek dat sy teenkanting, met of sonder redes daarvoor, genootleer word en die lid wat op sodanige vergadering voorsit, moet aan sodanige versoek voldoen of toesien dat daarvan voldoen word.

Notule

4. (1) Die registrator moet notule hou van die verrigtinge by alle vergaderings van die raad.

(2) Sodanige notule moet ook 'n aanduiding van die datum en plek van die vergadering en die lede aanwesig by sodanige vergadering bevat.

(3) 'n Afskrif van sodanige notule moet so spoedig moontlik na afloop van die betrokke vergadering deur die registrator aan elke lid gestuur word, wat sodanige kommentaar as wat hy daarop wens te lewer binne 21 dae daarna aan bedoelde registrator moet voorsien.

"president" means the president of the council;
 "special meeting" means a special meeting as referred to in section 8 (2) of the Act;
 "chairman" means the person in the chair during a meeting of the council or a committee of the council.

CHAPTER I

MEETINGS OF THE COUNCIL

Notification of meetings

2. (1) Notices convening ordinary and special meetings shall specify the business to be discussed at the meetings, and in the case of ordinary meetings the notices shall be forwarded to each member at least 14 days prior to the date appointed for the meetings.

(2) In the case of special meetings such notice shall be given at the president may deem sufficient and if necessary may be given verbally or by telegram.

Procedure at meetings

3. (1) (a) The president shall preside at all meetings of the council.

(b) Only when the president of newly-appointed council is to be elected shall the chair be taken by the registrar: Provided that he shall have no vote.

(2) The chairman shall take the chair at the appointed time and if a quorum cannot be formed after a quarter of an hour he may postpone the meeting to a date and time that he may determine.

(3) (a) Except where these regulations provide otherwise, the chairman shall decide on any question of order or procedure at a meeting of the council.

(b) Should a member disagree with a ruling of the chairman, the question shall be put to the vote without further discussion and the ruling of the meeting shall be decisive.

(4) No business other than that specified in the notice referred to in regulation 2 shall be discussed at a meeting unless the majority of the members present at the meeting agree thereto or unless the Minister so instructs.

(5) Any member wishing to bring any matter before the council shall forward in writing to the registrar at least 30 days prior to the date appointed for a meeting a notice of motion thereof, which motion shall be specified in the notice convening the meeting and shall be discussed with the other business to be brought before the council.

(6) Should a member present at a meeting disagree with a decision made at this meeting, he may request that his dissent be minuted with or without reasons and the member chairing the meeting shall comply with the request or see that the request is complied with.

Minutes

4. (1) The registrator shall keep minutes of the business at all meetings of the council.

(2) The minutes shall specify the date and place of the meeting and the members present at the meeting.

(3) The registrator shall forward a copy of the minutes to each member as soon as possible after the meeting. If a member wishes to comment on the minutes, he should forward his comments to the registrator within 21 days after the meeting.

(4) Die notule van 'n vergadering van die raad, tesame met enige kommentaar ontvang, moet op die eersvolgende vergadering van die raad aan die raad voorgelê word en indien dit goedgekeur word, hetsy met of sonder wysigings, moet dit deur die voorsitter van laasgenoemde vergadering onderteken word.

'n Vergadering van die raad kan verdaag word

5. (1) Die voorsitter kan met die instemming van die meerderheid van die aanwesige lede 'n vergadering van die raad verdaag tot 'n dag of uur wat hy bepaal.

(2) Behoudens die bepaling van regulasie 3 (4) mag op die voortsettingsvergadering geen ander sake behandel word nie as dié uiteengesit in die kennisgewing van die vergadering waarvan dit 'n voortsetting is.

Stemprocedure

6. Ten opsigte van enige saak waaroor 'n vergadering van die raad moet stem, geskied die stemming in eie persoon deur die opsteek van hande: Met dien verstande dat indien die voorsitter aldus gelas, of indien minstens 'n kwart van die aanwesige lede dit versoek, 'n geheime stemming gehou moet word op die wyse wat die voorsitter bepaal.

Verkiezing van amptsdraers

7. (1) Wanneer 'n president, vice-president of penningmeester verkies moet word, vra die persoon wat by die vergadering voorsit om nominasies en sekondante van kandidate vir verkiesing tot die betrokke amp.

(2) Indien meer as een kandidaat aldus genomineer en gesekondeer is, word 'n stemming gehou en die kandidaat wat 'n volstrekte meerderheid van die stemme verkry het, as behoorlik verkose beskou.

(3) Indien geen kandidaat so 'n getal stemme by 'n stemming verkry het nie, word daar, nadat die kandidaat wat die minste stemme gekry het uitgeskakel is, agtereenvolgens gestem en elke keer die kandidaat met die minste stemme uitgeskakel totdat een kandidaat 'n volstrekte meerderheid verkry het.

(4) In die geval van 'n staking van stemme wat die uitskakeling van 'n kandidaat of die uitslag van die finale verkiezing raak, moet daar nogmaals gestem word, en as dit onbeslissend blyk, word die uitslag van sodanige stemming per lotting beslis.

Vergaderings is vir die publiek toeganklik

8. Alle vergaderings van die raad is vir die publiek toeganklik: Met dien verstande dat indien die voorsitter aldus gelas, of indien die meerderheid van die aanwesige lede dit versoek, die publiek die vergadering moet verlaat.

KOMITEES VAN DIE RAAD

Samesetting

9. (1) By die eerste vergadering van 'n nuut aangestelde raad, en daarna by die eerste vergadering in elke jaar, moet die raad die komitees aanstel soos in artikels 10 en 11 van die Wet bedoel, wat fungeer tot die eerste vergadering van die raad in die volgende jaar of totdat die raad se ampstryd verstrekke is, na gelang van watter tydperk die kortste is.

(2) Die president is die voorsitter van die uitvoerende komitee.

Kworum en prosedure by vergaderings

10. (1) Die meerderheid van die lede van 'n komitee vorm 'n kworum by 'n vergadering van sodanige komitee.

(2) Die beslissing van die meerderheid van die lede van 'n komitee aanwesig by 'n vergadering van so 'n komitee is die beslissing van die komitee en in die geval van 'n staking van stemme het die voorsitter 'n beslissende stem.

(4) The minutes of a meeting of the council, together with any comments, received shall be submitted to the council at its next meeting and if approved, whether with or without any alterations, shall be signed by the chairman of the meeting.

A meeting of the council may be postponed

5. (1) The chairman may, with the consent of the majority of the members present, postpone any meeting to a date and time that he may determine.

(2) Subject to the provisions of regulation 3 (4), no business not specified in the notice convening the original meeting shall be discussed at a continuation meeting.

Voting procedure

6. Should a matter be put to the vote at a meeting, the voting shall be conducted personally by the raising of hands: Provided that, should the chairman instruct, or should at least a quarter of the members present so request, a secret ballot shall be held, in the manner determined by the chairman.

Election of officials

7. (1) When a president, vice-president or treasurer is to be elected, the chairman of the meeting shall ask for nominations and seconds of candidates for election to the office concerned.

(2) Should more than one candidate be nominated and seconded, the meeting shall vote and the candidate receiving an absolute majority of votes shall be considered to have been duly elected.

(3) Should no candidate receive a majority of votes, the candidate who has received the least votes shall be eliminated and this procedure shall be repeated until one candidate emerges with an absolute majority.

(4) In the case of an equality of votes which has a direct bearing on the elimination of a candidate or on the result of the final election, the meeting shall vote again and should there still be an equality of votes, the result of the election shall be decided by the drawing of lots.

Meetings shall be open to the public

8. All meetings of the council shall be open to the public: Provided that, should the chairman so decide or the majority of the members present so request, the public shall leave the meeting.

COMMITTEES OF THE COUNCIL

Composition

9. (1) At the first meeting of a newly appointed council and thereafter at the first meeting of each year, the council shall appoint committees in terms of sections 10 and 11 of the Act that will function until the first meeting of the council in the next year or until the expiry of the council's tenure of office, whichever is the soonest.

(2) The president shall be the chairman of the executive committee.

Quorum and procedure at meetings

10. (1) The majority of the members of a committee shall form a quorum at a meeting of such committee.

(2) The ruling of the majority of the members of a committee present at a meeting shall be the ruling of the committee and in the event of an equality of votes the chairman shall have the deciding vote.

(3) Elke lid van die raad kan, behoudens die voorbehoudbepaling by subregulasie (4), 'n vergadering bywoon van 'n komitee waarvan hy nie 'n lid is nie, maar is nie geregtig op die gelde en toelaes vir sodanige bywoning nie, en elke lid van die raad kan die registrar versoek om in kennis gestel te word van die datum, plek en agenda van 'n vergadering asook die sake wat op sodanige vergadering behandel sal word.

(4) Vergaderings van komitees is nie vir die publiek toeganklik nie, behalwe in die geval van die tugkomitee: Met dien verstande dat 'n besluit van 'n tugkomitee oor 'n aanleentheid wat in verband met of gedurende die verloop van 'n ondersoek ontstaan, *in camera* geneem kan word.

(5) Die hou van en prosedure by gewone en spesiale vergaderings van die raad soos in hierdie regulasies bepaal, is *mutatis mutandis* van toepassing op komiteevergaderings.

HOOFSTUK II

GELDE EN TOELAES AAN LEDE VAN DIE RAAD EN KOMITEES

11. (1) Lede wat vergaderings van die raad of van komitees van die raad bywoon of wat andersins besig is met werkzaamhede van die raad (met inbegrip van die tyd wat hulle op reis is) word behoudens die bepalings van regulasie 10 (3), R25 per dag betaal.

(2) Lede van die raad wat meer as 50 kilometer van hul gewone woonplek af moet reis om vergaderings van die raad of van komitees van die raad by te woon of om ander werkzaamhede van die raad te verrig, ontvang 'n verblyftoelae van R35 per dag vir elke dag wat hulle van hul woonplek afwesig moet wees.

(3) Vir die toepassing van hierdie regulasie, beteken 'n dag 'n kalenderdag of 'n gedeelte daarvan.

(4) Die gelde en verblyftoelae wat ingevolge subregulاسies (1) en (2) aan lede betaalbaar is, word bereken vanaf die laaste tydstip waarop lede redelikerwys hul woonplekke kan verlaat om vergaderings van die raad of van komitees van die raad by te woon of om werkzaamhede van die raad te verrig, tot die vroegste tydstip waarop hulle redelickerwys weer by hul woonplekke kan aankom: Met dien verstande dat—

(a) aan lede wat 'n afstand van 320 kilometer of meer moet aflê, 'n tydperk van hoogstens 24 uur na beëindiging van sodanige vergadering toegestaan moet word om hul terugreis te begin;

(b) die uitvoerende komitee in spesiale gevalle die betaling van addisionele gelde en toelaes kan magtig;

(c) wanneer die gelde en verblyftoelae bereken word, wat aan lede betaalbaar is, rekening daarmee gehou moet word dat daar van lede wat 'n afstand van 320 kilometer of meer moet aflê, nie redelickerwys verwag kan word om betyds by die vergadering te arriveer nie indien hul trein of vliegtuig minder as ses uur voor die vasgestelde aantvangstyd van die vergadering op die vergaderplek aankom;

(d) lede die keuse het om per trein of per vliegtuig te reis, en dat by die berekening van die gelde en verblyfkoste die wyse waarop hulle gereis het, in aanmerking geneem moet word.

(5) Lede wat na vergaderings van die raad of van komitees van die raad of in verband met werkzaamhede van die raad reis, moet hulle werklike spoorreisgeld (insluitende die ekstra koste van 'n koepee) of lugreisgeld betaal word en ook die reisgeld vir reise per luuksetrein en die gelde vir padmotorvervoer na die naaste lughawe of spoorwegstasie indien hulle werklik van sodanige vervoer gebruik maak.

(6) 'n Motortoelae van 21 sent per kilometer word aan lede betaal wat vergaderings bywoon by plekke wat nie verder as 120 kilometer van hul gewone verblyfplek is nie.

(3) Every member of the council may, subject to the proviso to sub-regulation (4), attend any meeting of a committee of which he is not a member but shall not be entitled to the fees and allowances for such attendance. Every member of the council may request to be notified by the registrar of the date, place, and agenda of and the business to be discussed at every meeting.

(4) Meetings of committees shall not be open to the public except in the case of the disciplinary committee: Provided that any ruling of the disciplinary committee regarding any matter that may arise in connection with or during an investigation may be taken *in camera*.

(5) The holding of and procedure at ordinary and special meetings of the council as specified in these regulations shall be *mutatis mutandis* applicable to committee meetings.

CHAPTER II

FEES AND ALLOWANCES TO MEMBERS OF THE COUNCIL AND OF COMMITTEES

11. (1) Members attending meetings of the council or of committees of the council or who are otherwise engaged in the business of the council (including time occupied in travelling) shall be paid, subject to the provisions of regulation 10 (3), R25 per day.

(2) Members travelling more than 50 kilometre from their usual place of residence to attend meetings of the council or of committees of the council or on any business of the council shall be paid a subsistence allowance of R35 per day for every day that they are absent from their place of residence.

(3) For the purposes of this regulation, a day shall mean a calendar day or part thereof.

(4) The fees and subsistence allowance payable to members in terms of subregulation (1) and (2) shall be calculated from the latest time that members can reasonably leave their place of residence to attend meetings of the council or of committees of the council or to be otherwise engaged in the business of the council to the earliest time that they can reasonably arrive back at their place of residence: Provided that—

(a) members travelling a distance of 320 kilometre or more shall be allowed a period not exceeding 24 hours after the conclusion of a meeting to commence their return journey;

(b) the executive committee may in special cases authorise payment of additional fees and allowances;

(c) when the fees and subsistence allowance payable to members are calculated, it shall be taken into account that members travelling a distance of 320 kilometre or more cannot reasonably be expected to arrive on time at a meeting if their train or aeroplane arrives at the place where the meeting is to be held less than six hours prior to the time appointed for the meeting; and

(d) members shall have the choice of travelling by train or aeroplane, and that, when the fees and subsistence allowance are calculated, their mode of transport shall be taken into account.

(5) Members travelling to attend meetings of the council or of committees of the council or to be otherwise engaged in the business of the council shall be paid their actual rail fare (including coupé surcharges) or air fare, and the fare for travelling by de luxe trains and for road transport to the nearest railway station or airport if they do in fact use such transport.

(6) Members attending meetings not further than 120 kilometre from their usual place of residence shall be paid a motor allowance of 21 cents per kilometre.

(7) Indien lede na vergaderings wat langer as een dag duur moet reis, ontvang hulle 'n reistroelae vir slegs een heen-en-terugreis na sodanige vergaderings; Met dien verstande dat hulle vooraf in kennis gestel moet word dat dit vir hulle nodig sal wees om sodanige vergaderings by te woon.

(8) Lede wat op ander maniere reis as dié hierbo genoem, ontvang 'n verblifstoelae en 'n reistroelae wat gelyk is aan die spoorreisgeld of lugreisgeld en die gelde vir padmotorvervoer na en van 'n lughawe asof hulle met die kortste en vinnigste roete per vliegtuig of per trein, na gelang van die geval, gereis het.

(9) Die bepalings van subregulasies (1) tot (8) is *mutatis mutandis* van toepassing op 'n lid van 'n komitee wat nie 'n lid van die raad is nie en wat 'n vergadering van die raad of van die komitee moet bywoon of wat andersins besig is met die werkzaamhede van die komitee.

HOOFSTUK III

DIENSVOORWAARDES VIR REGISTRATEUR EN ANDER PERSONEEL VAN DIE RAAD

Ontslag van registrator en personeel

12. (1) Behoudens die bepalings van artikel 13 (3) van die Wet mag geen persoon wat die betrekking van registrator, adjunk-registrator of assistent-registrator van die raad beklee, uit daardie betrekking ontslaan word nie, tensy en totdat die raad op 'n vergadering wat spesiaal vir die doel belê is, die ontslag goedgekeur het.

(2) Die ontslag van enige ander lid van die personeel van die raad nie in subregulasie (1) genoem nie is onderworpe aan die goedkeuring van die uitvoerende komitee.

Vermindering van salaris van personeel

13. Die salaris betaalbaar aan die registrator of enige ander lid van die personeel van die raad mag nie verminder word nie tensy die raad die vermindering goedgekeur het tydens 'n gewone of spesiale vergadering.

'n Raadslid mag nie 'n werknemer van die raad wees nie

14. 'n Raadslid mag 'n werknemer van die raad word slegs as hy minstens ses maande voor sy aanstelling as werknemer nie meer in die raad dien nie.

Personellede mag geen finansiële transaksies met die raad aangaan nie

15. (1) Die registrator en ander lede van die personeel van die raad mag op generlei wyse betrokke wees by of belang hê in 'n onderneming, kontrak of ooreenkoms aangegaan deur of met die raad nie, tensy dit 'n onderneming, kontrak of ooreenkoms is wat die Minister oor die algemeen of in 'n besondere geval en onderworpe aan die voorwaardes wat hy bepaal, die raad gemagtig het om met sy personeel aan te gaan.

(2) Indien die registrator of 'n ander lid van die personeel van die raad aldus betrokke is of belang het of indien hy deur gebruik te maak van sy betrekking of werkkring, 'n belofte, geld of beloning, behalwe sy wettige salaris, loon of toelae, vra of aanneem, is hy aan 'n misdryf skuldig.

(3) Enige wins, gelde of beloning wat die registrator of 'n ander lid van die personeel toeval ten gevolge van bedoelde onderneming, kontrak of ooreenkoms, kom die raad toe en kan deur die raad voor enige bevoegde hof ingevorder word.

(4) Niemand wat skuldig bevind is aan 'n misdryf in subregulasie (2) bedoel, is daarna bevoeg om sonder die goedkeuring van die Minister 'n amp of betrekking ingevolge die Wet te beklee of daarin aan te bly nie.

(5) Die bepalings van hierdie regulasie is nie van toepassing op 'n bona fide-dienskontrak of op die aankoop van eiendom of goedere wat die raad per publieke veiling van die hand sit nie.

(7) Members travelling to attend meetings which last longer than 24 hours shall be paid a travelling allowance for only one forward and return journey to such meetings: Provided that they shall be advised beforehand that it will be necessary for them to attend such meetings.

(8) Members travelling by any other means than the above shall be paid fees and a subsistence and travelling allowance equal to the rail or air fare and the cost of road transport to and from an airport as though they had travelled by train or aeroplane, as the case may be, by the shortest and most expeditious route.

(9) The provisions of subregulations (1) to (8) shall be *mutatis mutandis* applicable to a member of a committee who is not a member of the council but who must attend a meeting of the council or is otherwise engaged in the business of the committee.

CHAPTER III

CONDITIONS OF SERVICE FOR THE REGISTRAR AND OTHER STAFF OF THE COUNCIL

Dismissal of the registrar or staff

12. (1) Subject to the provisions of section 13 (3) of the Act, no person holding the office of registrar, deputy registrar or assistant registrar shall be dismissed from that office unless and until the council so approves at a special meeting convened for this purpose.

(2) The dismissal of any other member of staff not mentioned in subregulation (1) shall be subject to the approval of the executive committee.

Decrease of staff salaries

13. The salary payable to the registrar or any other member of staff shall not be decreased unless the council so approves at an ordinary or special meeting.

A member of the council may not be in the employ of the council

14. A member of the council may be employed by the council only if he has ceased to be a member of the council at least six months previously.

Members of staff may not enter into financial transactions with the council

15. (1) The registrar or any other member of staff shall in no way whatsoever be involved or have a share in any undertaking, contract or agreement by or with the council, unless it is an undertaking, contract or agreement that the Minister has authorised the council to enter into with its staff either in general or in a particular case and is subject to the conditions that he may determine.

(2) Should the registrar, or any other member of the staff be involved or have a share in or make use of his office or position to solicit or accept a promise, money or reward, except his legitimate salary, wage or allowance, he shall be guilty of an offence.

(3) Any profit, moneys or reward that the registrar or any other member of staff may accrue through such undertaking, contract or agreement shall be the property of the council and may be collected by the council through any competent court.

(4) No person found guilty of an offence under subregulation (2) shall thereafter hold office or remain in office in accordance with the Act, unless the Minister so approves.

(5) The provisions of this regulation shall not be applicable to a bona fide service contract or to the acquisition of property or goods that the council sells by public auction.

Pligte van personeellede

16. (1) (a) Die registrator moet alle pligte vervul wat hom ingevolge die Wet of die reglement van orde of by besluit van die raad opgelê word en is die hoof uitvoerende beampete van die raad.

(b) Hy is verantwoordelik vir die behoorlike verrigtinge van die werkzaamhede van die raad en het die algemene beheer oor die bestuur van die kantoor, gesag oor die personeellede van die raad en toesig oor die kantore.

(c) Die registrator moet notule van alle vergaderings van die raad en sy komitees laat hou en bewaar.

(2) (a) Die registrator moet alle vergaderings van die raad en van die uitvoerende komitee bywoon.

(b) Vergaderings van die ander vaste komitees van die raad moet deur of die registrator of 'n adjunk- of assistent-registrator bygewoon word: Met dien verstande dat die registrator enige vergadering van enige komitee kan bywoon indien hy van mening is dat dit in belang van die raad is dat hy dit moet bywoon: Met dien verstande voorts dat die uitvoerende komitee die plig om enige vergadering by te woon, spesifiek aan enige lid van die personeel kan opdra.

(c) Die raad of enige komitee van die raad kan die registrator of enige lid van die personeel wat op 'n vergadering teenwoordig is, gelas om hom gedurende die bespreking van enige aangeleentheid aan die vergadering te onttrek.

(3) Behoudens subregulasie (2) hierbo, moet 'n lid van die personeel sodige pligte vervul as wat van tyd tot tyd deur die registrator aan hom opgedra word.

(4) Die diensure waartydens 'n personeellid in die kantore van die raad aanwesig moet wees, is dié wat van tyd tot tyd deur die raad bepaal word.

Kantoorre

17. Die kantoor van die raad is vir die publiek oop op die dae en tye wat die raad van tyd tot tyd bepaal, uitgesonderd tussen 25 Desember van een jaar en 1 Januarie van die volgende jaar, wanneer dit gesluit is.

HOOFSTUK IV**FINANSIEEL**

18. 'n Bankrekening moet op naam van die raad by een of meer banke geopen word, en alle geldte deur die registrator namens die raad ontvang, moet in die kredit van daardie rekening(s) gestort word.

19. Behalwe soos hieronder bepaal, moet betaling van alle rekenings van die raad en van die fondse deur die raad geadministreer, per tiek geskied, geteken deur die registrator, of in sy afwesigheid deur die lid van die personeel wat namens hom optree, en deur 'n lid van die raad deur die raad aangewys.

20. 'n Bedrag van een honderd rand (R100) moet van tyd tot tyd aan die registrator voorgeskiet word ter kontantdelging van klein uitgawes van die raad wat mag ontstaan.

FINANSIELLE STATE

21. (1) Die raad moet sodanige finansiële state hou as wat nodig is om volledig die aard en omvang van sy finansiële transaksies en die stand van sy sake te openbaar en sodanige state moet insluit—

(a) 'n staat van sy inkomste en uitgawes;

(b) 'n staat van sy bates en laste, met inbegrip van—

(i) 'n kort beskrywing van die ligging van enige onroerende eiendom en voldoende besonderhede om enige ander bates te identifiseer;

(ii) die datum van die verkryging van sodanige bates en die prys waarteen sodanige bates verkry is;

Duties of members of the staff

16. (1) (a) The registrar shall perform all the duties imposed upon him by the Act, the rules of order, or by resolution of the council and shall be the chief executive officer of the council.

(b) He shall be responsible for the proper conduct of the council's business and shall have general control of the management of the office, authority over the members of the staff of the council, and superintendence of the offices.

(c) He shall cause minutes of all meetings of the council and its committees to be taken and kept.

(2) (a) The registrar shall attend all meetings of the council and executive committee.

(b) Either the registrar or a deputy assistant registrar shall attend the meetings of the other standing committees of the council: Provided that the registrar may attend any meeting of any committee if in his opinion it is in the interests of the council that he should do so: Provided further that the executive committee may specifically allot the duty of attending any meeting to any member of staff.

(c) The council or any committee of the council may instruct the registrar or any member of staff present at a meeting to withdraw during the discussion of any matter.

(3) Subject to subregulation (2), a member of staff shall fulfil such duties as may be allotted to him from time to time by the registrar.

(4) The hours of duty during which a member of staff shall attend the offices of the councils shall be as determined by the council from time to time.

Office hours

17. The council's offices shall be open to the public on such days and at such times as the council may from time to time determine, except between 25 December of one year and 1 January of the following year, when it shall be closed.

CHAPTER IV**FINANCIAL**

18. A banking account at one or more banks shall be opened in the name of the council, and all moneys received by the registrator on behalf of the council shall be deposited to the credit of such account(s).

19. Except as specified hereunder, all payments on the council's accounts and the accounts of the funds administered by the council shall be made by cheque and signed by the registrator or, in the absence of the registrator, by the member of staff acting for him, and by any member of the council designated by the council.

20. An amount of one hundred rand (R100) shall be advanced to the registrator from time to time as required to meet petty expenditure incurred by the council.

FINANCIAL RECORDS

21. (1) The council shall keep such financial records as are necessary to provide a proper record of the nature and extent of its financial transactions and the state of its affairs. These records shall include—

(a) a record of its revenue and expenditure;

(b) a record of its assets and liabilities, including—

(i) a brief description of the location of any fixed property and sufficient information to identify any other assets;

(ii) the date of acquisition of such assets and the price paid;

(iii) die bedrag van enige geregistreerde verband wat ten aansien van sodanige onroerende eiendom geregistreer is;

(iv) 'n redelike waardasie van enige onroerende eiendom aan die einde van elke boekjaar;

(v) die bedrag voorsien vir waardevermindering of vervanging van die bates in subparagraph (i) bedoel;

(c) 'n daaglikse staat van alle gelde wat ontvang is en alle bedrae wat uitbetaal is, behoorlik gestaaf deur dokumentêre bewys van die ontvangs of betaling van sodanige gelde of bedrae.

(2) Die State in subregulasie (1) bedoel moet by wyse van inskrywings in ingebinde boeke gehou word, tensy die raad andersins goedkeur.

(3) Alle state waarna in hierdie regulasie verwys word, tesame met stawende dokumente en bewyssukkies, moet deur die registrar so spoedig moontlik na die end van Desember in elke jaar vir ouditering aan 'n ouditeur wat vir hierdie doel deur die raad goedgekeur is, voorgelê word.

STRAFBEPALING

22. Iemand wat skuldig bevind word weens die oortreding van regulasie 15 (2), is strafbaar met 'n boete van hoogstens R100.

HERROEPING

23. Reëls 1 tot 36 van Goewermentskennisgewing R. 1183 van 29 Julie 1966, soos gewysig by Goewermentskennisgewings R. 1626 van 20 September 1968, R. 10 van 2 Januarie 1970, R. 429 van 22 Maart 1974 en R. 1473 van 23 Augustus 1974, word hierby herroep.

No. R. 1018

28 Mei 1982

DIE SUID-AFRIKAANSE RAAD VIR TANDTEGNICI

REGULASIES BETREFFENDE REGISTRASIE AS TANDTEGNIKUS EN AANGELEENTHEDE WAT DAARMEET IN VERBAND STAAN

Die Minister van Gesondheid en Welsyn vaardig hierby kragtens artikels 18 (2), 24 (5), 50 (1) (h) en 50 (3) van die Wet op Tandtegnici, 1979 (Wet 19 van 1979), op aanbeveling van die Suid-Afrikaanse Raad vir Tandtegnici, die regulasies uit soos in die Bylae hiervan uiteengesit.

BYLAE

Woordomskrywing

1. In hierdie Bylae beteken "die Wet" die Wet op Tandtegnici, 1979 (Wet 19 van 1979), en het enige uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en tensy uit die samehang anders blyk, beteken—

"voorgeskrewe gelde" die betrokke gelde in regulasie 8 vermeld.

Aansoekvorm

2. (1) 'n Aansoek om registrasie as tandtegnikus ingevolge artikel 18 of die terugplasing van 'n vorige geregistreerde persoon se naam op die register ingevolge artikel 24 (5) of die verandering van 'n tandtegnikus se naam in die register word by die kantoor van die registrar gedoen op 'n vorm wat van die registrar verkrybaar is en vir dié doel deur die raad goedgekeur is.

(2) 'n Aansoek om registrasie, onderworpe aan die beperkings van artikel 23, op grond van 'n kwalifikasie wat in die buiteland verwerf is, moet in die vorm van 'n beëdigde, geattesteerde of plegtige verklaring wees.

(iii) the amount of any bond which is registered against such fixed property;

(iv) a fair valuation of such fixed property at the end of each financial year;

(v) the amount provided for the depreciation or replacement of the assets mentioned in subparagraph (i); and

(c) a daily record of all moneys received and all expenditure paid, properly accounted for against the necessary vouchers.

(2) The records mentioned in subregulation (1) shall be kept as entries in bound books unless the council authorises otherwise.

(3) All records mentioned in these regulations, together with the vouchers, shall be submitted by the registrar for auditing as soon as possible after the end of December in each year to an auditor appointed by the council.

PENALTIES

22. A person found guilty under regulation 15 (2) shall be liable to a fine not exceeding R100.

REPEAL

23. Rules 1 to 36 of Government Notice R. 1183, dated 29 July 1966, as amended by Government Notices R. 1626, dated 20 September 1968, R. 10, dated 2 January 1970, R. 429, dated 22 March 1974, and R. 1473, dated 23 August 1974, are hereby repealed.

No. R. 1018

28 May 1982

THE SOUTH AFRICAN DENTAL TECHNICIANS COUNCIL

REGULATIONS RELATING TO REGISTRATION AS A DENTAL TECHNICIAN AND RELATED MATTERS

The Minister of Health and Welfare, on the recommendation of the South African Dental Technicians Council, hereby promulgates the following regulations in terms of sections 18 (2), 24 (5), 50 (1) (h) and 50 (3) of the Dental Technicians Act, 1979 (Act 19 of 1979), as set out in the Schedule hereto.

SCHEDULE

Definitions

1. In this Schedule "the Act" means the Dental Technicians Act, 1979 (Act 19 of 1979), and any expression to which a meaning has been assigned in the Act shall bear that meaning and unless the context indicates otherwise—

"prescribed fees" means the fees referred to in regulation 8.

Application form

2. (1) An application for registration as a dental technician in terms of section 18, the restoration of a previously registered person's name to the register in terms of section 24 (5) or the changing of a dental technician's name on the register shall be done at the office of the registrar on a form obtainable from the registrar and approved by the council for this purpose.

(2) An application for registration, subject to the restrictions of section 23, on the grounds of a qualification obtained in another country shall be in the form of a sworn, attested or solemn oath.

Aansoek om registrasie

3. (1) 'n Aansoek om registrasie as 'n tandtegnikus moet vergesel gaan van die volgende:

(a) Die oorspronklike kwalifikasie op grond waarvan die applikant op registrasie as 'n tandtegnikus aanspraak maak;

(b) indien bedoelde oorspronklike kwalifikasie om die een of ander rede nie voorgelê kan word nie, sodanige bewys van die kwalifikasie as wat die raad goedkeur;

(c) indien geen kwalifikasie aan die aansoeker uitgereik is nie—

(i) 'n beëdigde, geattesteerde of plegtige verklaring deur die hoof van die inrigting in subparagraph (aa) bedoel, wat die volgende inligting verstrek:

(aa) Die naam van die inrigting of laboratorium vir tandkundige werk waar hy opleiding as tandtegnikus onderraan het;

(bb) die tydperk van sodanige opleiding en die datum waarop hy die opleiding voltooi het; en

(cc) 'n volledige uiteenstelling van die aard van sodanige opleiding;

(ii) dienssertifikate deur werkgewers van die applikant waarin die tydperke van ondervinding as tandtegnikus na voltooiing van opleiding as tandtegnikus, uiteengesit word;

(d) indien die opleiding of kwalifikasie in die buiteland verwerf is, skriftelike bewys tot tevredenheid van die raad dat die kwalifikasie wat die applikant verwerf het of die opleiding wat hy onderraan het, hom die reg verleen om in die land of staat waar hy die kwalifikasie verwerf het of die opleiding onderraan het, as tandtegnikus te praktiseer;

(e) 'n beëdigde, geattesteerde of plegtige verklaring van identiteit en goeie karakter in die vorm soos deur die raad vir hierdie doel goedgekeur;

(f) 'n geboortesertifikaat of, indien die aansoeker nie 'n geboortesertifikaat kan voorlê nie, 'n doopseal of 'n ander bewys van sy ouderdom en korrekte name tot tevredenheid van die registrar; en

(g) die voorgeskrewe gelde.

(2) Indien die dokumente in subregulasie (1) bedoel nie in Afrikaans of Engels opgestel is nie, moet dit vergesel gaan van 'n beëdigde vertaling daarvan in Afrikaans of Engels deur 'n beëdigde vertaler asook van gewaarmerkte afskrifte van die oorspronklike dokumente, en die onus rus op die aansoeker om sodanige dokumente aldus te laat vertaal.

Aansoek om terugplasing van naam op register

4. 'n Aansoek om terugplasing van 'n tandtegnikus se naam op die register ingevolge artikel 24 (5) moet vergesel gaan van die voorgeskrewe gelde.

Naamsverandering

5. 'n Aansoek om 'n tandtegnikus se naam in die register te verander, moet vergesel gaan van die volgende:

(a) In die geval van 'n vroulike tandtegnikus, van haar huweliksertifikaat of 'n kopie daarvan deur 'n kommissaris van ede gewaarmerk;

(b) skriftelike bewys van 'n naamsverandering kragtens die Wet op Vreemdelinge, 1937; en

(c) die voorgeskrewe gelde.

Registrasiesertifikaat

6. (1) Die registrar reik aan iedere persoon wat as 'n tandtegnikus geregistreer is, 'n registrasiesertifikaat uit in die vorm deur die raad goedgekeur.

Application for registration

3. (1) An application for registration as a dental technician shall be accompanied by the following:

(a) The original qualification on which the applicant's claim to registration as a dental technician is based;

(b) if for any reason the original qualification cannot be furnished, such proof that the applicant was granted the qualification as the council may consider necessary;

(c) if no qualification has been granted to the applicant—

(i) a sworn, attested or solemn declaration by the chief of the institution referred to in subparagraph (aa) giving the following information:

(aa) The name of the institution or dental laboratory where the applicant was trained as a dental technician;

(bb) the period of such training and the date of completion thereof; and

(cc) a complete exposition of the nature of such training;

(ii) certificates of service by the employers of the applicant stating the period of experience as a dental technician after completion of training as a dental technician;

(d) if a qualification has been acquired in another country, written proof to the satisfaction of the council that the qualification acquired or the training undergone by the applicant entitled him to practise as a dental technician in the country where he has qualified or undergone training in this regard;

(e) a sworn, attested or solemn declaration of identity and good character in the form approved by the council for this purpose;

(f) a birth certificate or, if the applicant is unable to furnish a birth certificate, a baptismal certificate or other evidence of his age and correct names to the satisfaction of the registrar; and

(g) the prescribed fees.

(2) If the documents referred to in subregulation (1) are not drawn up in English or Afrikaans, a sworn translation in one of the official languages by a sworn translator and certified copies of the original documents shall be attached and the onus rests on the applicant to have the documents translated.

Application for the restoration of a name to the register

4. An application for the restoration of the name of a dental technician to the register in terms of section 24 (5) shall be accompanied by the prescribed fees.

Change of name

5. An application to change the name of a dental technician on the register shall be accompanied by the following:

(a) The marriage certificate of a female dental technician or a copy thereof certified by a commissioner of oaths;

(b) written proof of the change of a name in terms of the Aliens Act of 1937; and

(c) the prescribed fees.

Registration certificate

6. (1) The registrar shall issue a registration certificate in the form approved by the council to every person registered as a dental technician.

(2) Genoemde registrasiesertifikaat moet 'n verklaring bevat wat meld dat die persoon in die sertifikaat genoem kragtens die Wet as 'n tandtegnikus geregistreer is en dat hy vanaf 'n datum in die sertifikaat genoem gemagtig is om as sodanig in die Republiek te praktiseer en, in die geval van 'n registrasie ingevolge artikel 23, die voorwaarde en die tydperk of tydperke waartydens hy geregtig is om aldus te praktiseer.

(3) Die registrator kan op aansoek van die tandtegnikus en by betaling van die voorgeskrewe gelde aan bedoelde tandtegnikus 'n afskrif van sy registrasiesertifikaat uitrek indien die registrator oortuig is dat die oorspronklike registrasiesertifikaat vernietig is of verlore geraak het en nie gevind kan word nie.

(4) Die registrator moet bedoelde afskrif as 'n ware afskrif van die oorspronklike sertifikaat sertifiseer.

(5) Nadat 'n naamsverandering van 'n tandtegnikus in die register aangebring is, kan die registrator die oorspronklike registrasiesertifikaat vervang deur 'n nuwe registrasiesertifikaat.

(6) Die registrasiesertifikaat in subregulasie (1) bedoel, bly die eiendom van die raad en moet op versoek van die raad of waar sodanige persoon se naam uit die register geskrap word, binne 14 dae deur die geregistreerde persoon aan die registrator terugbesorg word.

Register

7. (1) Die registrator moet van iedere tandtegnikus wat ingevolge artikel 18, 23 of 24 geregistreer word of wie se naam op die register teruggeplaas word, die volgende besonderhede in die betrokke register aanteken:

- (a) Die nommer wat aan die registrasiesertifikaat toegeken is;
- (b) die datum van registrasie of terugplasing van die naam op die register;
- (c) die volle name en van;
- (d) die besigheids- en woonadres;
- (e) die kwalifikasies;
- (f) besonderhede van enige strawwe ingevolge artikel 38 opgelê; en
- (g) die voorwaardes (as daar is) opgelê en die datum van opheffing daarvan.

(2) Die registrator kan by betaling van die voorgeskrewe gelde 'n gesertificeerde uittreksel uit die register aan enigmant uitrek.

Voorgeskrewe gelde

8. Die gelde betaalbaar kragtens die bepalings van hierdie regulasies, is soos volg:

- (1) Registrasie as tandtegnikus: R25.
- (2) Terugplasing van naam op register ingevolge artikel 24 (5) of 36 (6) van die Wet: R25.
- (3) Duplikaatregistrasiesertifikaat: R10.
- (4) Gesertificeerde uittreksel uit die register: R10.
- (5) Verandering van 'n persoon se naam wat in die register verskyn: R10.

Strafbepalings

9. Iemand wat—

- (a) versuim om aan die bepalings van regulasie 6 (6) te voldoen; of
- (b) in enige dokument betreffende enige aansoek wat ingevolge hierdie regulasies aan die raad gerig word, valse, onware of onjuiste inligting verstrek; is aan 'n miskryf skuldig en is by skuldigbevinding strafbaar met 'n boete van hoogstens R100.

Herroeping

10. Reëls 26 en 27 van Goewermentskennisgewing R. 1183 van 29 Julie 1966 word hereby ingetrek.

(2) The said registration certificate shall state that the person mentioned in the certificate is registered in terms of the Act as a dental technician and authorised to practise as such in the Republic from the date mentioned in the certificate and, in the event of registration in terms of section 23, the conditions and period or periods wherein he may practise as such.

(3) The registrar may, on the application of a dental technician and on the payment of the prescribed fees, issue a registration certificate to the dental technician if the registrar is satisfied that the original registration certificate has been lost or destroyed and cannot be found.

(4) The registrar shall certify such copy as a true copy of the original registration certificate.

(5) After effecting the change of name of a dental technician in the register, the registrar may replace the original registration certificate with a new registration certificate.

(6) The registration certificate referred to in subregulation (1) shall remain the property of the council and shall be returned by the registered person within 14 days to the registrar at the request of the council or when such person's name has been removed from the register.

Register

7. (1) The registrar shall, for each dental technician registered in terms of section 18, 23 or 24 or whose name has been restored to the register, enter the following information in the register:

- (1) (a) The number allotted to the registration certificate;
- (b) the date of registration or restoration of the name to the register;
- (c) the full names and surname;
- (d) the business and residential address;
- (e) the qualifications;
- (f) particulars of any penalties imposed in terms of section 38; and
- (g) conditions (if any) imposed and the date of the lifting thereof.

(2) The registrar may, on the payment of the prescribed fees, issue to any person a certified extract from the register.

Prescribed fees

8. The fees payable in terms of this regulation shall be as follows:

- (1) Registration as a dental technician: R25.
- (2) Restoration of a name to the register in terms of section 24 (5) or 36 (6): R25.
- (3) Duplicate registration certificate: R10.
- (4) Certified extract from the register: R10.
- (5) Changing of a name on the register: R10.

Penalties

9. Any person who—

- (a) neglects to comply with regulation 6 (6); or
 - (b) in any document to the council regarding any application in terms of these regulations, submits false, untrue or incorrect information;
- shall be guilty of an offence and on conviction liable to a fine not exceeding R100.

Repeal

10. Rules 26 and 27 of Government Notice R. 1183 of 29 July 1966 are hereby repealed.

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