

A BILL TO AMEND THE MEDICAL PROFESSION ACT

NOTE

This Bill amends *The Medical Profession Act*, being chapter 295 of the Revised Statutes of Alberta, 1942.

Section 33 is amended. The purpose of this amendment is

- (a) to remove the repetition presently found in sections 36 and 33 (4) (a), and sections 37 (1) and 33 (4) (a) ;
- (b) to make it clearer than an applicant for registration in the Alberta College of Physicians and Surgeons is required to prove good character even where the applicant holds a certificate from the Medical Council of Canada.

The contents of sections 36 and 37 are placed in new subsections (5) to (7) ; and the present subsections (5), (6), (6a) and (7) are renumbered (8), (9), (10) and (11) with necessary corrections of cross reference made in the new subsections (8) and (10).

Sections 36 and 37 are repealed as they have been incorporated into section 33.

Section 35 is amended to make it clear that the restriction upon the recovery of fees for medical advice by persons not registered under this Act or suspended from the register applies also to osteopathic and homeopathic advice.

A new section 42a is added. This section authorizes the council of the College of Physicians and Surgeons of the Province of Alberta to set up and administer a special fund for the relief of aged, infirm or disabled members and dependants of deceased members of the College. Because of the nature of the fund special powers are expressly set out in subsection (3) ; while subsection (2) makes it clear that the power to create the fund places no duty upon the College to either create the fund in the first instance or to continue it if once created.

This Bill comes into force upon assent.

J. W. RYAN,
Acting Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 67 of 1954

An Act to amend The Medical Profession Act

(Assented to _____, 1954)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Medical Profession Act*, being chapter 295 of the Revised Statutes of Alberta, 1942, is hereby amended.

2. Section 33 is amended

Section 33
amended

(a) by striking out subsections (4) and (5) and by substituting the following:

“(4) The General Faculty Council of the University of Alberta shall examine the qualifications of every applicant for registration, other than those of an applicant who holds

Qualifications for
registration

“(a) a certificate of registration from

“(i) the Medical Council of Canada, or

“(ii) the General Medical Council of Great Britain,

or

“(b) a certificate of qualification from the National Board of Medical Examiners of the United States of America.

“(5) Where an applicant for registration is registered in the Medical Council of Canada, if the applicant

Registration
without
examination

“(a) produces a certificate of registration from the Medical Council of Canada, and

“(b) proves that he is of good character, to the satisfaction of the Registrar, and

“(c) pays the fees prescribed by the council of the College,

the applicant shall be deemed to be qualified and is entitled to be registered in Alberta without examination.

“(6) Where an applicant for registration is registered in the General Medical Council of Great Britain, if the applicant

“(a) produces a certificate of registration from the General Medical Council of Great Britain, and

“(b) proves, to the satisfaction of the Registrar of the College, that he is of good character, and entitled by law to practise medicine in the United Kingdom, and

“(c) pays the fee not exceeding one hundred dollars that the council of the College by regulation prescribes for registration,

the applicant shall be deemed to be qualified and is entitled to be registered in Alberta without examination.

“(7) Where an applicant for registration holds a certificate of qualification from the National Board of Medical Examiners of the United States of America, if the applicant

“(a) produces a certificate of qualification from the National Board of Medical Examiners of the United States of America, and

“(b) proves, to the satisfaction of the Registrar of the College, that he is of good character, and entitled by law to practise medicine in one of the states of the United States of America, and

“(c) pays the fee that the council of the College by regulation prescribes for registration,

the applicant shall be deemed to be qualified and is entitled to be registered without examination.”;

(b) subsections (5), (6), (6a) and (7) are renumbered (8), (9), (10) and (11) respectively;

(c) the renumbered subsection (8) is amended by striking out the words and figure “subsection (4)” and by substituting the words and figures “subsections (5), (6) or (7)”;

(d) the renumbered subsection (10) is amended by striking out the figures and word “(4), (5) and (6)” and by substituting the figures and word “(5) to (9)”.

Sections 36
and 37
repealed

3. Sections 36 and 37 are repealed.

New
section 42a

4. The following new section is added immediately after section 42:

Special fund

“42a. (1) The council may make rules and regulations

“(a) for the creation of a special fund by

“(i) setting aside any portion of the moneys of the College of Physicians and Surgeons of the Province of Alberta, and

“(ii) paying into the special fund periodically out of the revenues of the College any portion of the revenues thereof,

or by either of the methods specified in subclauses

(i) and (ii) as the council determines,

“(b) for the application of the special fund to the relief

of aged, infirm or disabled members of the College and the dependants of deceased members, and

“(c) for the administration of the special fund and the relief to be given therefrom.

“(2) Nothing in this section renders it obligatory upon the council

“(a) to create the special fund provided for in subsection (1), or

“(b) if the council does create the special fund, to continue in whole or in part that special fund.

“(3) Where the council has created a special fund under this section, the council in their discretion may at any time discontinue the special fund in whole or in part and may upon discontinuing the special fund transfer the amount thereof then undisposed of to the general funds of the College.”.

5. Section 65 is amended by adding immediately after the word “medical” the words “, osteopathic, homeopathic”. Section 65 amended

6. This Act comes into force on the day upon which it is assented to. Coming into force

No. 67

SECOND SESSION
TWELFTH LEGISLATURE
3 ELIZABETH II
1954

BILL

An Act to amend The Medical
Profession Act

Received and read the

First time

Second time

Third time

HON. MR. GERHART
