

CAP. 253.

CYPRUS

NURSING AND MIDWIFERY

CHAPTER 253 OF THE LAWS

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CHAPTER 253.
NURSING AND MIDWIFERY.

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A LAW TO REGULATE THE PRACTICE OF NURSING AND
MIDWIFERY.

[11th January, 1951.]

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23 of 55.
25 of 55.

Short title.

1. This Law may be cited as the Nursing and Midwifery Law.

Interpre-
tation.

2 of 23;55.

2. In this Law, unless the context otherwise requires—
“category of nursing” means general nursing, mental nursing, tuberculosis nursing, nursing as a Cyprus registered nurse, nursing as a student nurse or any other category of nursing as may be prescribed;

“Director” means the Director of Medical Services and includes any medical officer in the public service authorized by him to act on his behalf for all or any purposes of this Law;

2 of 23;55.

“nurse” includes a general nurse, a mental nurse, a tuberculosis nurse, a Cyprus registered nurse, a student nurse or any other nurse as may be prescribed;

“Registrar” means the person appointed by the Governor by notice published in the Gazette to be the Registrar for the purposes of this Law;

"special licence" means a licence to practise nursing issued under section 10.

"student nurse" means a person employed in a public or private hospital whether recognized as a training school or not, and receiving therein training as a nurse. 2 of 23/55.

3. (1) There shall be constituted a Nursing and Midwifery Council (in this Law referred to as "the Council") which shall consist of— Nursing and
Midwifery
Council.

- (a) the Director;
- (b) two medical officers in the public service;
- (c) two registered medical practitioners in private practice;
- (d) two registered nurses, one of whom shall be the Senior Matron in the Government Nursing Service;
- (e) two registered midwives, one of whom shall be a midwife in the service of Government in the Medical Department.

(2) The Director shall be the Chairman of the Council and, in case of equality of votes, he shall have a casting or second vote.

(3) Members of the Council, other than the Director and the Senior Matron, shall be appointed by the Governor and shall hold office for a period of three years from the date of their appointment:

Provided that the Governor may, at any time, revoke the appointment of any such member.

(4) During the absence from Cyprus or incapacity of any appointed member of the Council, the Governor may appoint in his or her place any other person who possesses the qualifications required with regard to the particular absent member as in subsection (1) provided, to be a temporary member during such absence or incapacity.

(5) The Council shall meet at such times and place as the Chairman shall appoint and the Chairman with four other members shall form a quorum.

(6) Notices and all documents and communications from the Council shall be signed by the Chairman and communications to the Council shall be addressed to the Chairman.

Registers of
nurses and
midwives.
3 of 23/55.

4. (1) The Registrar shall keep—
- (a) a Register in the prescribed form of all persons registered as nurses under the provisions of this Law, consisting of the following parts:—
- (i) a general part containing the names of all nurses who satisfy the conditions of admission to that part of the Register;
 - (ii) a supplementary part containing the names of nurses trained in the nursing and care of persons suffering from mental diseases;
 - (iii) a supplementary part containing the names of nurses trained in the nursing and care of persons suffering from tuberculosis;
 - (iv) a supplementary part containing the names of Cyprus registered nurses;
 - (v) a supplementary part containing the names of student nurses;

Provided that, without special permission from the Council, no name of a student nurse shall remain on this part for more than five years;

- (vi) any other prescribed part:

Provided that where any person satisfies the conditions of admission to any supplementary or prescribed part of such Register the name of such person may be included in that part of the Register notwithstanding that such name is also included in the general part;

- (b) a Register in the prescribed form of all persons registered as midwives under the provisions of this Law.

(2) The Registrar shall keep both Registers up to date making therein such alterations as may be necessary with regard to addresses or qualifications of the persons registered and erasing from the Register the name of any person who has died or ceased to be qualified or whose name is removed from the relative Register under the provisions of this Law.

Notification
of change
of address.

5. (1) Whenever any person registered under this Law changes his or her address, he or she shall, forthwith, notify his or her new address to the Registrar.

(2) The Registrar may write a letter to any registered person, addressed to him or her at the address as given in the particular Register, to inquire whether he or she has

changed his or her residence, and, if he does not receive an answer to such letter within six months of the sending thereof, he may erase from the Register the name of such person, provided always that the same may, subject to the provisions of subsection (2) of section 4, be restored at the request of such person.

6. A list of all persons registered and qualified up to date in both Registers shall be published by the Registrar in the Gazette in the month of January in each year and a copy of the Gazette for the year in which the list is last published shall be *prima facie* evidence in all legal proceedings that the persons therein named are nurses or midwives, as the case may be, and the absence of the name of any person from such copy shall be *prima facie* evidence that such person is not so registered:

Publication
of copies of
registers.

Provided that, in the case of any nurse or midwife who has been registered since the last publication as aforesaid, a certificate under the hand of the Registrar shall be evidence that such person is a nurse or midwife.

7. (1) No person shall practise any category of nursing or midwifery for purposes of gain who is not, as the case may be—

Who may
practise
nursing or
midwifery.
+ of 23/55.

- (a) registered as a nurse, in respect of that category of nursing, or midwifery, in the manner hereinafter provided;
- (b) specially licensed as a nurse, in respect of that category of nursing, in the manner hereinafter provided;
- (c) a medical practitioner registered under the Medical Registration Law, who may practise nursing or midwifery.

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(2) Application for registration as a nurse, in respect of a category of nursing, or midwifery, or for a special licence as a nurse, in respect of a category of nursing, shall be made to the Registrar and the Registrar shall place the same before the Council and the Council shall decide upon the matter and shall notify its decision to the Registrar for compliance.

(3) (a) No Cyprus registered nurse shall practise any nursing in a prescribed public or private institution unless under the supervision of a registered general nurse.

(b) No tuberculosis nurse shall practise any nursing in a prescribed public or private hospital for tuberculosis or

diseases of the chest unless under the supervision of a registered general nurse.

(c) No student nurse shall practise any nursing in a private capacity or otherwise than in a prescribed public or private institution under the supervision of a registered general nurse or a Cyprus registered nurse.

(4) Any person who shall practise any category of nursing or midwifery contrary to the provisions of subsection (1) or (3) shall be guilty of an offence and shall be liable to imprisonment not exceeding three months or to a fine not exceeding twenty-five pounds or to both such imprisonment and fine.

Qualifications for nurses.
5 of 23/55.

8. A person shall be entitled to be registered as a nurse, in respect of a category of nursing, who satisfies the Council that such person—

- (a) (i) has attained the age of seventeen years in the case of a student nurse or the age of twenty years in the case of any other category;
- (ii) is a person of good character; and
- (iii) holds the qualifications approved by the Council from time to time, by notice published in the Gazette, for registration in the category concerned; or

(b) possesses—

- (i) in the case of a general nurse, mental nurse or tuberculosis nurse, a certificate of state registration accordingly granted by the General Nursing Council of England, Wales or Scotland or by any body or institution that may from time to time be approved by the Council, by a notice published in the Gazette, or a certificate of competency in general nursing granted under this Law;
- (ii) in the case of a Cyprus registered nurse, a certificate of competency in nursing as a Cyprus registered nurse granted under this Law;
- (iii) in the case of a student nurse, such educational qualifications as may be prescribed.

Qualifications for midwives.

9. A person shall be entitled to be registered as a midwife who satisfies the Council that she—

- (a) is, at the date of the coming into operation of this

Law, registered under the provisions of the 14 of 1932.
Midwifery Law, 1932 and 1936; or 24 of 1936.

- (b) (i) has attained the age of 20 years; and
(ii) holds a certificate of competency in midwifery granted under this Law; and
(iii) is a person of good character; or
(c) produces a certificate granted by the Central Midwives Board in London or by any body or institution that may, from time to time, be approved by the Council.

10. Notwithstanding anything in this Law contained, the Registrar, if so directed by the Council, shall issue a special licence to any person who, on the first day of January, 1955, is *bona fide* engaged in nursing and who— Special licence to practise nursing.*
2 of 25/55.

(a) applies therefor before the first day of January, 1957; and

(b) satisfies the Council that he or she has been so engaged for not less than three years immediately before the first day of January, 1955,

and the Registrar shall keep, publish and revise a list of such persons so specially licensed in the same manner as the Register of nurses.

11. The Council shall constitute a Board to examine candidates for certificates of competency to be granted to those who satisfy them that they are competent to practise as nurses or midwives, as the case may be. Board of Examiners.

12. Any entry in the Register which is proved to the satisfaction of the Council to have been procured by fraud or misrepresentation shall be erased from the Register and any entry proved to be incorrect may be corrected: Fraudulent or incorrect entries.

Provided that a record of the reason for every such erasure or correction shall be inserted in the Register and signed by the Registrar.

13. (1) It shall be the duty of every medical officer in the public service to bring to the notice of the Registrar the name of any registered nurse or midwife or a nurse practising by special licence under the provisions of this Enquiry by Council.

* It came into operation on the 7th July, 1955.

Law, who, in his opinion, is, by reason of disgraceful conduct in any professional respect or from negligence, age, or any other cause, unfit or incapable to perform efficiently the functions of a nurse or midwife. On receipt of the communication the Registrar shall refer the matter to the Council and the Council, after due enquiry, may cause the certificate of registration or the special licence of such person to be cancelled and his or her name removed from the relative Register or from the list kept under the provisions of section 10:

Provided that, in any case, the Council may proceed to an enquiry as hereinbefore provided on its own motion.

(2) Any person whose name has been removed from the Register or from the list as hereinbefore provided, may apply to the Council for the reinstatement of his or her name in the Register or such list and the Council, if satisfied that the reasons for the removal no longer exist or that, for any other reason, there is no objection to such reinstatement, may direct the Registrar to replace his or her name in the Register or the list.

Appeals.

14. Any person aggrieved by any decision of the Council under subsection (1) of section 13 may, within twenty-one days from the communication to him or to her of the decision, appeal to the Governor in Council whose decision thereon shall be final and conclusive.

Power to
Governor
in Council
to make
Regulations.

15. (1) The Governor in Council may make Regulations to be published in the Gazette as to—

- (a) the holding of examinations for the grant of certificates of competency in nursing or midwifery and the subjects to be prescribed for such examinations;
- (b) the personal hygiene of nurses or midwives;
- (c) the care of women by midwives during pregnancy, parturition and in the puerperium;
- (d) the management of infants by midwives;
- (e) any matter required to be prescribed under this Law;
- (f) penalties not exceeding twenty-five pounds for the breach of any regulation; and
- (g) any other matter with respect to which it is necessary to make provision for the purpose of

the better carrying into effect of the provisions of this Law.

(2) In addition to any penalty for the breach of any Regulation by any nurse or midwife the Court may order that—

- (a) the nurse or midwife be suspended from practice for a period not exceeding three months; or
- (b) the certificate of registration or the special licence be forfeited.

16. The fees in the Schedule to this Law shall be charged and paid in respect of the several matters specified therein: Fees,
Schedule.
Provided that the Governor in Council may vary such fees.

17. Notwithstanding anything in this Law contained, the Registrar, if so directed by the Council, shall issue a special licence to any person who, on the first day of January, 1955, is *bona fide* engaged in nursing and who— Transitional
provisions.
6 of 23/55.

- (a) applies therefor before the first day of January, 1957; and
- (b) satisfies the Council that he or she has been so engaged for not less than three years immediately before the first day of January, 1955,

and the Registrar shall keep, publish and revise a list of such persons so specially licensed in the same manner as the Register of nurses.

18. Any special licence granted before the 7th day of July, 1955, under this Law as it then stood shall continue in force as having been granted under this Law. Saving.
2(2) of 25/55.

SCHEDULE.

(Section 16.)

FEEs.

Matters in respect of which fees are to be paid:—

- | | | |
|---|--------|----------|
| (1) for the grant of a certificate under section 6 | ... | 50 mils |
| (2) for the issue of a special licence under section 10 | ... | 50 mils |
| (3) for the grant of a certificate of competency under section 11 | | 500 mils |

This Law came into operation on the 1st March, 1952 (52 Vol. II, 100).