

# **Veterinary Surgeons Regulation 1967**

This reprint of this Statutory Instrument incorporates all amendments, if any, made before 25 November 2006 and in force at 22 June 1967.

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Legislative Counsel

Dated 25 November 2006

## **INDEPENDENT STATE OF PAPUA NEW GUINEA.**

Chapter 98.

### **Veterinary Surgeons Regulation 1967**

#### **ARRANGEMENT OF SECTIONS.**

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MADE under the Veterinary Surgeons Act 1966.

Dated                      200 .

#### **1. INTERPRETATION.**

In this Regulation, unless the contrary intention appears—

“newspaper” includes a journal, magazine, hand-book and any other publication that ordinarily contains advertising, other than an official telephone directory;  
“professional rooms” includes a consulting room, surgery, laboratory and dispensary.

## **2. APPLICATIONS FOR CERTIFICATES OF REGISTRATION, ETC.**

An application for a Certificate of Registration or a Certificate of Provisional Registration shall be in Form 1.

## **3. CERTIFICATES OF REGISTRATION, ETC.**

A Certificate of Registration or Provisional Registration shall be in Form 2, and shall be renewed annually by the Board.

## **4. DUPLICATE CERTIFICATES OF REGISTRATION, ETC.**

Where the Board is satisfied that a Certificate of Registration or a Certificate of Provisional Registration has been lost, stolen or destroyed, the Registrar may, on receipt of the prescribed fee, issue a duplicate Certificate to the veterinary surgeon named in the Certificate.

## **5. MISCONDUCT.**

For the purposes of Section 23(1)(d)(iii) of the Act, a person is guilty of misconduct if he—

(a) does or permits to be done, in his practice, an act that can reasonably be regarded as calculated—

(i) to attract business unfairly; or

(ii) to seek personal advantage at the expense of professional colleagues; or

(b) publishes or permits publication of the fact that he is treating an individual case; or

(c) except as permitted by the Act, publishes a reference to his qualifications other than his degrees, diplomas and licences of competency in veterinary science and the title of “veterinary surgeon” or other like title; or

(d) engages in commercial enterprises in association with his practice, otherwise than in accordance with Sections 6 and 7.

## **6. SALE OF PRODUCTS.**

A registered veterinary surgeon must not sell from his professional rooms drugs, animal remedies, instruments, medicated food or any other product used for the treatment of animals unless—

(a) he has—

(i) attended—

(A) the animal for which the product is required; or

(B) another animal kept on the same land by the same owner; or

(ii) discussed the case with the owner of the animal for which the product is required and is reasonably satisfied that the product will be used correctly and is well suited for the purpose for which it is required; and

(b) the products sold are not displayed in his professional rooms or advertised in any way by him.

Penalty: A fine not exceeding K40.00.

## **7. TRADING BUSINESS.**

A registered veterinary surgeon who is in practice must not own or operate a trading business for the sale of drugs, animal remedies, instruments, medicated food or other products used for the treatment of animals unless—

- (a) the premises used for the trading business are not in the same building as the veterinary surgeon's professional rooms; and
- (b) no animal or specimen for diagnosis is treated or examined on the premises used for the trading business; and
- (c) no drug the use of which is restricted or that may not lawfully be sold except on prescription is sold from the trading business; and
- (d) the name of the veterinary surgeon, the name under which his practice is conducted or his title, degree or address, or any indication of any of them, is not displayed in or on the premises used for trading business or mentioned in advertising of the trading business except as required by law; and
- (e) no vehicle displaying an advertisement associated with the trading business is used in connection with the veterinary surgeon's practice.

Penalty: A fine not exceeding K40.00.

## **8. ADVERTISEMENTS IN NEWSPAPERS.**

A registered veterinary surgeon must not advertise in a newspaper unless—

- (a) the wording of the advertisement includes only—
  - (i) the name of the veterinary surgeon, his degrees, diplomas or licences of competency in veterinary science and the title “veterinary surgeon” or other like title; and
  - (ii) the address and telephone number of the veterinary surgeon; and
  - (iii) the hours of consultation; and
  - (iv) where the advertisement is inserted for the purpose of announcing the commencement, discontinuance, resumption, removal, sale or purchase of a practice—the particulars of the commencement, discontinuance, resumption, removal, sale or purchase; and
- (b) the advertisement is in ordinary type and does not exceed one column in width or 25 mm in height; and
- (c) the advertisement does not appear—
  - (i) in the case of an advertisement inserted for the purpose of announcing the commencement, discontinuance, resumption, removal, sale or purchase of a practice—in more than two issues of a newspaper, the second appearance being not later than two months after the first; or
  - (ii) in the case of any other advertisement—more than once in any issue of a newspaper.

Penalty: A fine not exceeding K40.00.

## **9. ADVERTISEMENTS BY MAIL.**

(1) Subject to Subsection (2) and to Section 10, a registered veterinary surgeon who sends through the post a letter, circular or other document for the purpose of advertisement is guilty of an offence.

Penalty: A fine not exceeding K40.00.

(2) A registered veterinary surgeon may inform his clients, by mail, of the resumption, discontinuance, removal, sale or purchase of a veterinary practice if the advice complies with Section 8(a).

#### **10. APPOINTMENT CARDS, ETC.**

(1) A registered veterinary surgeon who gives or sends an appointment card to person who is not his bona fide client is guilty of an offence.

Penalty: A fine not exceeding K20.00.

(2) Notwithstanding Section 9, where a registered veterinary surgeon gives or sends or uses a letterhead, memorandum or account form in connection with his veterinary practice, the card, letterhead, memorandum or account form may include only the particulars referred to in Section 8(a)(i), (ii) and (iii).

#### **11. LISTING IN TELEPHONE DIRECTORY.**

A registered veterinary surgeon listed in the official telephone directory, who causes the listing—

- (a) to be other than in ordinary type and setting; or
- (b) to include anything other than the particulars referred to in Section 8(a)(i) and (ii),

is guilty of an offence.

Penalty: A fine not exceeding K20.00.

#### **12. ARTICLES, LECTURES, ETC.**

A registered veterinary surgeon must not publish signed articles, give public lectures or broadcasts or give press interviews on professional subjects or demonstrations of veterinary procedure unless—

- (a) he is not referred to in or in connection with any such article, lecture, interview or demonstration otherwise than by his name, his degrees, diplomas or licences of competency in veterinary science and the title “veterinary surgeon” or other like title; and
- (b) the article, lecture, interview or demonstration does not include anything in the nature of advertisement for the veterinary surgeon; and
- (c) in the case of a demonstration of veterinary procedure—the demonstration is made only to owners of, or to persons concerned with, the care of live stock.

Penalty: A fine not exceeding K40.00.

#### **13. PUBLICATION OF REPORTS ON PRODUCTS.**

A registered veterinary surgeon who permits—

- (a) publication of a report, under his name, on a drug, animal remedy, instrument, medicated food or other product used for the treatment of animals; or
- (b) the use of his name, in the quotation of an extract from a publication dealing with a veterinary subject, by a manufacturer, distributor or vendor for the purpose of advertisement of the products of a manufacturer, distributor or vendor,

is guilty of an offence.

Penalty: A fine not exceeding K40.00.

#### **14. SIGNS.**

(1) A registered veterinary surgeon must not affix to the exterior of premises at which he or a registered veterinary surgeon employed by him is in attendance, for the purpose of carrying on his veterinary practice, a notice, plate or sign, unless—

(a) the wording of the notice, plate or sign includes only—

- (i) his name, his degrees, diplomas or licences of competency in veterinary science and the title “veterinary surgeon” or other like title; and
- (ii) his telephone number; and
- (iii) his hours of consultation; and

(b) the notice, plate or sign does not exceed 300 mm in height and 600 mm in length.

Penalty: A fine not exceeding K40.00.

(2) Where a registered veterinary surgeon habitually attends less often than one day in each month at premises on which a notice, plate or sign is affixed in accordance with Subsection (1), the notice, plate or sign must not be on view to the public for more than seven days before each day of attendance.

Penalty: A fine not exceeding K20.00.

#### **15. APPLICATION TO RESTORE NAME TO REGISTER.**

An application under Section 27 of the Act to restore a registration or provisional registration to the Register shall be in Form 1, with the necessary modifications.

#### **16. SEAL OF THE BOARD.**

(1) The seal of the Board shall be inscribed with the words “The Veterinary Surgeons Board of Papua New Guinea”.

(2) The Registrar has the custody of the seal, and shall affix the seal only to documents authorized by the Act or, in writing, by the Chairman of the Board.

#### **17. FEES.**

(1) The fees to be charged by the Board and paid to the Board in respect of any application, registration, certificate or other act or thing provided for or required under the Act are the fees prescribed in Schedule 2.

(2) A veterinary surgeon employed under the Public Services (Management) Act 1995 or employed in Papua New Guinea by the Government of Australia is exempt from the payment of the fees referred to in Subsection (1).

(3) Renewal fees for registrations under the Act are due and payable on 1 January each year.

## SCHEDULE 1

### PAPUA NEW GUINEA.

Veterinary Surgeons Act **1966**.

#### **Form 1** – Application for Registration/Provisional Registration as a Veterinary Surgeon.

Act, Secs. 17, 27. Form 1.&break;Reg., Secs. 2,15.

### PAPUA NEW GUINEA.

Veterinary Surgeons Act **1966**.

#### **Form 2** – Certificate of Registration/Provisional Registration.

Act, Sec.14(3). Form 2.&break;Reg., Sec. 3.

## SCHEDULE 2 – FEES.

Reg., Sec. 17.

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Application for registration/provisional registration as a veterinary surgeon	6.00
Annual fee for registration/provisional registration as a veterinary surgeon	4.00
Fee for restoration of veterinary surgeon to the Register	4.00
Duplicate Certificate of Registration/Provisional Registration as a veterinary surgeon.	2.00