

Island of Guernsey

Ordinance of the States **XVII**

1987

Made 24th June, 1987.
Coming into Operation ... 1st July, 1987.

The Doctors, Dentists and Pharmacists Ordinance, 1987

THE STATES, in pursuance of their Resolution of the 28th day of January, 1987, hereby order:—

1. A person shall not practise, or hold himself out as practising or as being prepared to practise, as a medical practitioner, a dentist or a pharmacist unless he is registered— Restrictions on practice.

- (a) as qualified so to practise in the United Kingdom;
and
- (b) as a recognised medical practitioner, a registered dentist or, as the case may be, a recognised pharmacist in the register maintained by the Board under section 2;

and a person who satisfies the requirements of this section as to registration is referred to in this Ordinance as a “recognised medical practitioner”, as a “recognised dentist” or, as the case may be, as a “recognised pharmacist”.

The Register. 2. (1) The Board shall maintain a register and shall enter in that register the names and profession of each person who—

- (a) applies to the Board, in such manner as the Board may from time to time require, under this section; and
- (b) satisfies the Board that he is registered as qualified to practise, as a medical practitioner, as a dentist or as a pharmacist, in the United Kingdom.

(2) The Board may require a person who applies under this section to furnish such information (in addition to any information furnished pursuant to subsection (1) of this section), verified in such manner, as the Board thinks fit.

(3) The Board shall delete from the register maintained under this section any entry relating to a person—

- (a) at the request of that person; and
- (b) if, to the knowledge of the Board, that person ceases to be registered as qualified to practise, as a medical practitioner, as a dentist or, as the case may be, as a pharmacist, in the United Kingdom.

Inspection of registered information.

3. The Board shall inform Her Majesty's Greffier of the names and professions of every person in relation to whom an entry is made in the register maintained under section 2 and of every such entry which is deleted by the Board under section 2(3); and the information provided under this section shall, at all times when the Greffe is required under the law for the time being in force to be open, be available there for public inspection free of charge.

(a) Recueil d'Ordonnances Tome X, p. 68; Tome XI, p. 178; Tome XV, p. 385.

4. (1) Subject to subsection (2) of this section, a person who is not a recognised medical practitioner or a recognised dentist shall not administer an anaesthetic to a human being. Anaesthetics.

(2) This section does not apply to the administration of an anaesthetic in connection with childbirth by a midwife in accordance with the provisions of section 3 of the Midwives Ordinance, 1950.

(5. (1) A person who contravenes section 1, or who contravenes or attempts to contravene section 4, is guilty of an offence and liable— Offences and penalties.

(a) on conviction on indictment, to imprisonment for a term not exceeding six months, or to a fine not exceeding £2,000 or to both;

(b) on summary conviction, to imprisonment for a term not exceeding three months or to a fine not exceeding £500 or to both.

(2) A person who in connection with an application under section 2, knowingly or recklessly makes any false or misleading statement or furnishes any false or misleading information is guilty of an offence and liable, on summary conviction, to a fine not exceeding £500.

(6. (1) The enactments specified in column 1 of the Schedule to this Ordinance are repealed to the extent specified in column 2 of that Schedule. Repeals, saving and construction enactments.

(2) A person who, on the date when this Ordinance comes into force, is authorised under any enactment repealed by this Ordinance to practise as a medical practitioner, a dentist or a pharmacist shall be deemed to have applied to the Board under section 2; and the Board shall enter the name and profession of every such person in the register maintained under that section.

(3) Unless the context otherwise requires, any reference, however expressed, in any enactment, and in any other document, to a person authorised to practise as a medical practitioner, as a dentist or as a pharmacist, or to a recognised medical practitioner, a recognised dentist or a recognised pharmacist, shall be construed as a reference to a recognised medical practitioner, a recognised dentist, or, as the case may be, a recognised pharmacist within the meaning of this Ordinance.

Interpretation.

7. (1) In this Ordinance—

“the Board” means the States Board of Health;

“enactment” includes any Law and any Ordinance of the States, any Act of Parliament extending to Guernsey and any subordinate instrument of a legislative character made under any such Law, Ordinance or Act, whether or not the Law, Ordinance, Act or instrument is in force when this Ordinance comes into force;

“pharmacist” includes a pharmaceutical chemist and a chemist and druggist.

(2) A reference in this Ordinance to a numbered provision is, unless the context otherwise requires, a reference to the provision which is so numbered in this Ordinance.

Extent.

8. This Ordinance has effect in the Islands of Guernsey, Herm and Jethou.

Citation.

9. This Ordinance may be cited as the Doctors, Dentists and Pharmacists Ordinance, 1987.

Commencement.

10. This Ordinance shall come into force on the 1st day of July, 1987.

ENACTMENTS REPEALED

(1) Enactments	(2) Extent of Repeal
The Doctors, Dentists and Veterinary Surgeons (Authorisation) Ordinance, 1951(<i>b</i>).	The whole Ordinance so far as it remains unrepealed.
The Pharmacists, Poisons and Pharmacy Ordinance, 1970(<i>c</i>).	Sections 1 to 4; in section 5 the words "under and by virtue of the provisions of this Part of this Ordinance"; in section 46(1), the word "Pharmacists".
The Doctors, Dentists and Veterinary Surgeons (Authorisation) (Amendment) Ordinance, 1984(<i>d</i>).	The whole Ordinance.

K. H. TOUGH,

Her Majesty's Greffier.

- (*b*) Recueil d'Ordonnances Tome X, p. 171; Tome XII, p. 117; Ordinance No. XVI of 1984.
- (*c*) Recueil d'Ordonnances Tome XVI, page 236; Tome XVII, page 121; Tome XIX, pp. 73 and 195; Tome XX, p. 342; Tome XXI, p. 13; Ordinance No. XXV of 1982.
- (*d*) Ordinance No. XVI of 1984.