

DEPARTEMENT VAN GESONDHEID

DEPARTMENT OF HEALTH

No. R.1379

12 Augustus 1994

No R. 1379

12 August 1994

DIE SUID-AFRIKAANSE GENEESKUNDIGE
EN TANDHEELKUNDIGE RAADTHE SOUTH AFRICAN MEDICAL AND
DENTAL COUNCILREËLS WAT DIE HANDELINGE OF
VERSUIME UITEENSIT TEN OPSIGTE
WAARVAN 'N BEROEPSRAAD EN DIE RAAD
TUGSTAPPE KAN DOENRULES SPECIFYING THE ACTS OR
OMISSIONS IN RESPECT OF WHICH
DISCIPLINARY STEPS MAY BE TAKEN BY A
PROFESSIONAL BOARD AND THE COUNCIL

Die Minister van Gesondheid het kragtens artikel 50(2) van die Wet op Geneeshere, Tandartse en Aanvullende Gesondheidsdiensberoepes, 1974 (Wet No. 56 van 1974), die reëls goedgekeur wat deur die Suid-Afrikaanse Geneeskundige en Tandheelkundige Raad ingevolge artikel 50(1) van die Wet uitgevaardig is en in die bylae hiervan uiteengesit word.

The Minister of Health has, in terms of section 50(2) of the Medical, Dental and Supplementary Health Services Professions Act, 1974 (Act No 56 of 1974), approved the rules made by the South African Medical and Dental Council under section 50(1) of the Act and set out in the Schedule hereto.

BYLAE

SCHEDULE

WOORDOMSKRYWING

DEFINITIONS

1. In hierdie reëls het enige uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis, en, tensy uit die samehang anders blyk, beteken -

1. In these rules any expression to which a meaning has been assigned in the Act shall bear such meaning, and unless the context indicates otherwise-

"**aanhangsel**" 'n aanhangsel by hierdie reëls;

"**annexure**" means an annexure to these rules;

"**assosiasie**" 'n vorm van praktykvoering waar twee of meer praktisyns vir hulle eie rekening praktiseer maar gemeenskaplike bates deel;

"**association**" means a form of practising where two or more practitioners practise for their own account but share communal assets;

"**die Wet**" die Wet op Geneeshere, Tandartse en Aanvullende Gesondheidsdiensberoepes, 1974 (Wet No. 56 van 1974);

"**close collaboration**" means consultation by a practitioner, at one stage or another in the treatment of a patient, of another medical practitioner, dentist or practitioner as mentioned and the furnishing at the end of the treatment of a report on the treatment to the medical practitioner, dentist or practitioner he consulted;

"**noe samewerking**" oorlegpleging deur 'n praktisyn in die een of ander stadium van behandeling met 'n ander geneesheer, tandarts of praktisyn soos vermeld en die voorsiening aan die einde van die behandeling van 'n verslag oor die behandeling aan die geneesheer, tandarts of praktisyn met wie hy oorleg gepleeg het;

"**practitioner**" means a person registered in terms of section 32 or 37 of the Act and, in the application of subrules 6 to 9 of this Schedule, also a juristic person exempted from registration in terms of section 54A of the Act;

"**praktisyn**" 'n persoon geregistreer ingevolge artikel 32 of 37 van die Wet, en, by die toepassing van subreëls 6 tot 9 van hierdie Bylae, ook 'n regspersoon wat kragtens artikel 54A van die Wet vrygestel is van registrasie;

"**supervision**" means the acceptance of liability for the acts of another practitioner;

"**toesig**" die aanvaarding van aanspreeklikheid vir

"**the Act**" means the Medical, Dental and Supplementary Health Service Professions Act, 1974 (Act No 56 of 1974).

die handelinge van 'n ander praktisyn.

HANDELINGE OF VERSUIME WAT ONBETAAMLIKE OF SKANDELIKE GEDRAG IS

2. Die volgende handelinge of versuime deur 'n praktisyn is handelinge of versuime ten opsigte waarvan 'n beroepsraad en die raad tugstappe kragtens Hoofstuk IV van die Wet kan doen:

Adverteer

(1) Advertering van sy dienste op 'n onprofessionele wyse of sodanige advertensie toelaat, goedkeur of daartoe instem.

Werwing en lok van pasiënte

(2) Die werwing of lok van pasiënte, hetsy persoonlik of deur bemiddeling van agente of op enige ander manier.

Rondreispraktyk

(3) Die uitoefening deur 'n praktisyn van 'n gereelde rondreispraktyk op 'n plek waar 'n ander praktisyn gevestig is: Met dien verstande dat geen tugstappe teen sodanige praktisyn gedoen word nie indien hy in sodanige rondreispraktyk dieselfde diens teen dieselfde koste aan 'n pasiënt lewer as wat hy sou doen in die gebied waarin hy woonagtig is.

Benaming van praktyke

(4) Die gebruik, in die naam van 'n praktyk van

(a) enige naam of uitdrukking behalwe die naam van die praktisyn of in die geval van praktisyne wat in 'n vennootskap of as 'n regspersoon praktiseer, die name van sodanige praktisyne;

(b) die uitdrukking "hospitaal" of "kliniek" of enige ander woorde wat die indruk kan skep dat die praktyk deel uitmaak van of in assosiasie is met 'n hospitaal, kliniek of soortgelyke inrigting.

ACTS OR OMISSIONS WHICH CONSTITUTE IMPROPER OR DISGRACEFUL CONDUCT

2. The following acts or omissions by a practitioner shall constitute acts or omissions in respect of which a professional board and the council may take disciplinary steps in terms of Chapter IV of the Act:

Advertising

(1) Advertising his services in an unprofessional manner or permitting, sanctioning or acquiescing in such advertisement.

Canvassing and touting

(2) Canvassing or touting for patients, whether personally or through agents or in any other manner.

Itinerant practice

(3) Carrying on a regular itinerant practice at a place where another practitioner is established: Provided that no disciplinary steps shall be taken against such practitioner if he, in such itinerant practice, renders the same service to a patient, at the same cost, as the service he would render in the area in which he is resident.

Naming of practices

(4) The use, in the name of a practice of -

(a) any name or expression, except the name of the practitioner or where practitioners practise in partnership or as a juristic person, the names of such practitioners;

(b) the expression "hospital" or "clinic" or any other words which may give the impression that such practice forms a part of or is in association with a hospital, clinic or similar institution.

Inligting op professionele skryfbehoeftes

- (5) (a) Die druk of laat druk deur 'n praktisyn op briefhoofde en rekeningvorms van enige ander inligting as die praktisyn se naam, beroep, geregistreerde kategorie en spesialiteit (indien van toepassing), geregistreerde kwalifikasies, akademiese kwalifikasies (uitgesonderd professionele kwalifikasies) en eregrade in afgekorte vorm, adresse, telefoonnommers, spreekure en praktyknommer: Met dien verstande dat 'n regs persoon wat kragtens artikel 54A van die Wet vrygestel is van registrasie of 'n groep praktisyne wat in vennootskap praktiseer, sodanige feit op briefhoofde en rekeningvorms mag aandui.
- (b) Die gebruik van voorskrifvorms en koeverte met die naam en adres van 'n apteker daarop gedruk.

Gelde en kommissie

- (6) Die aanneem deur 'n praktisyn van kommissie van persone of ander praktisyne as teenprestasie vir die aankoop, verkoop of verskaffing van enige goedere, stowwe of materiale wat deur hom in die uitoefening van sy professionele praktyk gebruik word.
- (7) Die betaal van kommissie aan enige persoon vir die aanbeveling van pasiënte.
- (8) Die deel van gelde (digotomie) met enige persoon of praktisyn wat nie eweredig deelgeneem het aan die dienste waarvoor die gelde gevorder word nie.
- (9) Die hef of ontvang van gelde vir dienste nie persoonlik gelewer nie, behalwe gelde vir dienste gelewer deur 'n ander praktisyn met wie hy geassosieer is as 'n vennoot of as 'n aandeelhouer of as 'n *locum tenens*.

Vennootskappe en regs persone

- (10) Praktisering in vennootskap of assosiasie met 'n persoon wat nie ingevolge die Wet geregistreer is nie.

Information on professional stationery

- (5) (a) Printing or having printed on letterheads and account forms any information other than the practitioner's name, profession, registered category and speciality (if applicable), his registered qualifications, academic qualifications (other than professional qualifications) and honorary degrees in abbreviated form, and his addresses, telephone numbers, hours of consultation and his addresses, telephone numbers, hours of consultation and practice number: Provided that a juristic person exempted from registration under section 54A of the Act or a group of practitioners practising in partnership may indicate such fact on their letterheads and account forms.
- (b) The use of prescription forms and envelopes on which the name and address of a pharmacist are printed.

Fees and commissions

- (6) Acceptance by a practitioner of commissions from any person or other practitioner in return for the purchase, sale or supply of any goods, substances or materials used by him in the conduct of his professional practice.
- (7) Paying commission to any person for recommending patients.
- (8) Sharing fees (dichotomy) with any person or other practitioner who has not taken a commensurate part in the services for which the fees are charged.
- (9) Charging or receiving fees for services not personally rendered, except for services rendered by another practitioner with whom he is associated as a partner or as a shareholder or as a *locum tenens*.

Partnership and juristic persons

- (10) Practising in partnership or association with any person not registered in terms of the Act.

(11) Praktisering in of as 'n regs persoon wat nie ingevolge die Wet vrygestel is van registrasie nie of wat kragtens artikel 54A van die Wet vrygestel is van registrasie maar nie die voorwaardes van sodanige vrystelling nakom nie.

(12) Praktisering in 'n vennootskap, assosiasie of regs persoon buite die omvang van die beroep ten opsigte waarvan hy by die raad geregistreer is.

Supersessie

(13) Die oorneem van 'n pasiënt sonder om redelike stappe te doen om die praktisyn oorspronklik in beheer van die geval daaromtrent in te lig, in gevalle waar hy daarvan bewus behoort te wees dat die pasiënt onder behandeling van 'n ander praktisyn is.

Verhindering van 'n pasiënt

(14) Die verhindering van 'n pasiënt of iemand wat ten behoeve van 'n pasiënt optree om die mening of behandeling van 'n ander praktisyn te bekom.

Professionele reputasie van kollegas

(15) Die maak van onregverdigbare toespelings op die eerbaarheid of professionele reputasie of bekwaamheid van 'n persoon wat ingevolge die Wet geregistreer is.

Professionele geheimhouding

(16) Die bekendmaking van enige inligting aangaande 'n pasiënt sonder die toestemming van die pasiënt, of in die geval van 'n minderjarige sonder die skriftelike toestemming van sy ouer of voog, of in die geval 'n pasiënt wat oorlede is, sonder die skriftelike toestemming van sy naasbestaande of die eksekuteur van sy boedel: Met dien verstande dat 'n praktisyn in 'n gereghof, onder protes, in opdrag van die voorsittende regterlike beampte, inligting aangaande 'n pasiënt moet bekendmaak.

Sertifikate en verslae

(17) Die uitreiking van 'n siektesertifikaat sonder dat sodanige sertifikaat die volgende inligting bevat:

- (a) Die naam, adres en kwalifikasies van die praktisyn;

(11) Practising in or as a juristic person who is not exempted from registration in terms of the Act or who is exempted under section 54A of the Act but does not comply with the conditions of such exemption.

(12) Practising in a partnership, association or juristic person outside the scope of the profession in respect of which he is registered with the council.

Supersession

(13) Superseding another practitioner without taking reasonable steps to inform the practitioner originally in charge of the case, in cases where he should be aware that the patient is under the treatment of another practitioner.

Impeding a patient

(14) Impeding a patient or someone acting on behalf of a patient from obtaining the opinion or treatment of another practitioner.

Professional reputation of colleagues

(15) Making unfounded allusions regarding the probity or professional reputation or skill of any person registered under the Act.

Professional secrecy

(16) Divulging any information regarding a patient which ought not to be divulged, except with the express consent of the patient or, in the case of a minor, with the written consent of his parent or guardian or, in the case of a deceased patient, with the written consent of his next-of-kin or the executor of his estate: Provided that a practitioner shall, under protest, give information regarding a patient in a court of law if so instructed by the presiding judicial officer.

Certificates and reports

(17) Granting a certificate of illness without such certificate containing the following information:

- (a) The name, address and qualifications of the practitioner;

- (b) die naam van die pasiënt;
- (c) die werkgewernommer van die pasiënt (indien van toepassing);
- (d) die datum en tyd van die ondersoek;
- (e) of die sertifikaat uitgereik word na aanleiding van persoonlike waarnemings deur die praktisyn tydens 'n ondersoek, of na aanleiding van inligting wat hy van die pasiënt ontvang het en wat gegronde is op aanvaarbare mediese gronde;
- (f) 'n beskrywing van die siekte, aandoening of kwaal in leketaal;
- (g) of die pasiënt totaal ongeskik vir werk is en of die pasiënt minder inspannende take in die werksituasie kan verrig;
- (h) die presiese tydperk waarvoor siekteverlof aanbeveel word;
- (i) die datum waarop die sertifikaat uitgereik is; en
- (j) 'n duidelike aanduiding van die identiteit van die praktisyn wat die sertifikaat uitreik.
- (b) the name of the patient;
- (c) the employment number of the patient (if applicable);
- (d) the date and time of the examination;
- (e) whether the certificate is being issued as a result of personal observations by the practitioner during an examination, or as the result of information received from the patient and which is based on acceptable medical grounds;
- (f) a description of the illness, disorder or malady in laymen's language;
- (g) whether the patient is totally indisposed for duty or whether the patient will be able to perform less strenuous duties in the work situation;
- (h) the exact period of recommended sick leave;
- (i) the date of issue of the certificate of illness; and
- (j) a clear indication of the identity of the practitioner who issued the certificate.

Professionele aanstellings

(18) Die aanvaarding van 'n professionele aanstelling, tensy die aanstellingskontrak op skrif gestel is, op versoek ter beskikking van die raad is, en nie op 'n grondslag berus wat vir die belange van die publiek of die beroep nadelig is nie.

Geheime geneesmiddels

(19) By die uitoefen van sy praktyk gebruik maak -

- (a) van enige vorm van behandeling, apparaat of tegniese proses wat geheim is of wat voorgee geheim te wees;
- (b) van enige apparaat wat by ondersoek blyk nie in staat te wees om te voldoen aan die aansprake wat ten opsigte daarvan gemaak word nie.

Professional appointments

(18) Acceptance of any professional appointment unless the contract of appointment is in writing, is available to the council on request and is not drawn up on a basis inimical to the interests of the public or the profession.

Secret remedies

(19) Making use in the conduct of his practice-

- (a) of any form of treatment, apparatus or technical process which is secret or is claimed to be secret;
- (b) of any apparatus which proves upon investigation to be incapable of fulfilling the claims made in regard thereto.

Spreekkamers

(20) Spreek- of wagkamers deel met persone wat nie ingevolge die Wet geregistreer is nie, of 'n ingang deur of 'n naamplaat by die ingang tot so 'n persoon se spreek- of wagkamers of sakeonderneming hê.

Wetlike pligte van die raad

(21) Enige opsetlike handeling of versuim wat verhinder of daarop bereken is om te verhinder dat die raad of 'n ampsdraer daarvan of die registrateur sy wetlike pligte uitvoer.

(22) Kommunikasie met 'n persoon wat 'n praktisyn weet of redelikerwys behoort te weet 'n getuie is by 'n tugondersoek wat gehou staan te word na die gedrag van die betrokke praktisyn oor enige aspek van die getuienis wat sodanige getuie by die ondersoek gaan aflê, of sodanige kommunikasie namens hom toelaat, goedkeur of stilswyend daartoe instem.

Uitbuiting

(23) Toelaat dat hy uitgebuit word op 'n manier wat nadelig is vir die openbare of professionele belang.

Finansiële belang in hospitale

(24) Die verwysing van pasiënte na 'n private kliniek of hospitaal waarin die praktisyn 'n finansiële belang het, sonder dat sodanige praktisyn 'n ooglopende kennisgewing in sy wagkamer vertoon waarop aangedui word dat hy 'n finansiële belang in daardie kliniek of hospitaal het.

Verberging

(25) Die indiensneming van iemand as *locum tenens* wat nie geregistreer is vir die beroep waarvoor hy aldus in diens geneem is nie en wat nie, waar van toepassing, deur die raad en die betrokke beroepsraad bevoeg geag word om onafhanklike praktykvoering te beoefen nie.

(26) Die indiensneming van ongeregisteerde gesondheidsdienspersoneel of samewerking of oorlegpleging met 'n persoon wat nie aldus

Consulting rooms

(20) Sharing consulting or waiting rooms with any person not registered in terms of the Act or having an entrance through or a name-plate at the entrance of such a person's consulting or waiting rooms or business.

Council's statutory duties

(21) Any wilful act or omission which prevents or is calculated to prevent the council or any office-bearer of the council or the registrar from carrying out its/his statutory duties.

(22) Communicating with any person whom a practitioner knows or should reasonably know to be a witness in a disciplinary inquiry to be held into the conduct of the practitioner concerned on any aspect of evidence to be given by such witness at the inquiry, or permitting, sanctioning or acquiescing in such communication on his behalf.

Exploitation

(23) Permitting himself to be exploited in a manner detrimental to the public or professional interest.

Financial interest in hospitals

(24) Referring patients to a private clinic or hospital in which the practitioner has a financial interest without displaying a conspicuous notice in his waiting rooms indicating that he has a financial interest in that clinic or hospital.

Covering

(25) Employing as a *locum tenens* any person who is not registered for the profession for which he is so employed and, where applicable, who is not deemed by the council and the professional board concerned to be competent to practise independently.

(26) Employing unregistered health service staff or co-operating or consulting with any person not so registered.

geregistreer is nie.

(27) Konsultasie met of die verlening van hulp of bystand op enige wyse aan iemand wat nie ingevolge die Wet op Geneeshere, Tandartse en Aanvullende Gesondheidsdiensberoepes, 1974, of die Wet op Aptekers, 1974, of die Wet op Verpleging, 1978, of die Wet op Maatskaplike Werk, 1978, of die Wet op Tandtegnici, 1979, of die Wet op die Onderwysbeleid, 1967, of die Wet op Onderwys vir Kleurlinge, 1963, of die Wet op Onderwys vir Indiërs, 1965, of die Wet op Swart Onderwys, 1953, geregistreer is nie en wat praktiseer of wat op 'n gereelde grondslag 'n handeling verrig wat ten doel het -

(a) die diagnose, behandeling of voorkoming van liggaamlike en/of geestesgestremdhede, -ongesteldhede of -gebreke by 'n ander persoon; of

(b) die behandeling of die uitvoer van 'n operasie of die lewering van advies gewoonlik gedoen of gelewer deur 'n tandarts; of

(c) enige behandeling of die uitvoer van 'n operasie of die lewering van advies ter voorbereiding van of vir die doel van of in verband met die vervaardiging, herstel, lewering, inpassing, invoeging of bevestiging van kunstande of ander dergelike toestelle:

Met dien verstande dat hierdie reël nie van toepassing is nie -

(i) op hulpverlening aan so 'n persoon in geval van nood waar die praktisyn die raad na sodanige hulpverlening daarvan in kennis gestel het; of

(ii) op konsultasie met of hulpverlening aan persone of organisasies wat deur die beroepsraad goedgekeur is.

Verrigting van professionele handeling

(28) Die verrigting, uitgesonderd in 'n noodgeval van professionele handeling waarvoor die praktisyn onvoldoende opleiding en/of ontoereikende ondervinding het, en/of in onbehoorlike

(27) Consulting with or in any way assisting or supporting any person who is not registered in terms of the Medical, Dental and Supplementary Health Services Professions Act, 1974, or the Pharmacy Act, 1974, or the Nursing Act, 1978, or the Social Work Act, 1978, or the Dental Technicians Act, 1979, or the Education Policy Act, 1967, or the Coloured Persons Education Act, 1963, or the Indians Education Act, 1965, or the Black Education Act, 1953, and who is in practice or who performs an act on a regular basis regarding -

(a) the diagnosis, treatment or prevention of physical or mental disabilities, illnesses or defects in any other person; or

(b) any operation or treatment or advice usually performed or given by a dentist; or

(c) any operation or treatment or advice performed or given in preparation of or for the purpose of or regarding the manufacture, repair, supply, fitting, insertion or fixing of dentures or other similar dental apparatus:

Provided that this rule shall not apply to -

(i) assistance to such a person in an emergency where the practitioner informs the council of such emergency act; or

(ii) consultation with or assistance to persons or organisations approved by the professional board.

Performance of professional acts

(28) The performance, except in an emergency, of professional acts for which the practitioner is inadequately trained and/or insufficiently experienced, and/or under improper conditions and/or in improper surroundings.

(29) The performance, except in an emergency, of professional acts where conditions calling for medical attention are observed or suspected, except

omstandighede en/of in 'n onbehoorlike omgewing.

(29) Die verrigting, uitgesonderd in 'n noodgeval, van professionele handeling waar toestande waargeneem of vermoed word wat mediese aandag verg, tensy in noue samewerking met 'n geneesheer.

(30) Die verrigting van 'n handeling of versuim uiteengesit in 'n aanhangsel wat betrekking het op die beroep waarvoor 'n praktisyn geregistreer is.

Herroeping

3. Goewermentskennisgewings Nos. R.2290 van 3 Desember 1976, R.2370 van 3 Desember 1976, R.2310 van 3 Desember 1976, R.2314 van 3 Desember 1976, R.2336 van 3 Desember 1976, R.2338 van 3 Desember 1976, R.2340 van 3 Desember 1976, R.2342 van 3 Desember 1976, R.2346 van 3 Desember 1976, R.2352 van 3 Desember 1976, R.2354 van 3 Desember 1976, R.2358 van 3 Desember 1976, R.2366 van 3 Desember 1976, R.1836 van 16 September 1977, R.1838 van 16 September 1977, R.1848 van 16 September 1977, R.1852 van 16 September 1977, R.1862 van 16 September 1977, R.1867 van 16 September 1977, R.456 van 10 Maart 1978, R.1043 van 26 Mei 1978, R.1840 van 28 Augustus 1981, R.586 van 18 Maart 1983, R.1735 van 9 Augustus 1985, R.1463 van 10 Julie 1987, R.2463 van 30 Oktober 1987, R.2834 van 24 Desember 1987, R.571 van 16 Maart 1990, R.991 van 11 Mei 1990, R.1256 van 8 Junie 1990, R.65 van 11 Januarie 1991, R.435 van 8 Maart 1991, R.844 van 19 April 1991 en R.2907 van 6 Desember 1991 word hierby herroep.

in close collaboration with a medical practitioner.

(30) The performance by a practitioner of any act or omission set out in an annexure to these rules applicable to the profession for which he is registered.

Repeal

3. Government Notices Nos. R.2290 of 3 December 1976, R.2370 of 3 December 1976, R.2310 of 3 December 1976, R.2314 of 3 December 1976, R.2336 of 3 December 1976, R.2338 of 3 December 1976, R.2340 of 3 December 1976, R.2342 of 3 December 1976, R.2346 of 3 December 1976, R.2352 of 3 December 1976, R.2354 of 3 December 1976, R.2358 of 3 December 1976, R.2366 of 3 December 1976, R.1836 of 16 September 1977, R.1838 of 16 September 1977, R.1848 of 16 September 1977, R.1852 of 16 September 1977, R.1862 of 16 September 1977, R.1867 of 16 September 1977, R.456 of 10 March 1978, R.1043 of 26 May 1978, R.1840 of 28 August 1981, R.586 of 18 March 1983, R.1735 of 9 August 1985, R.1463 of 10 July 1987, R.2463 of 30 October 1987, R.2834 of 24 December 1987, R.571 of 16 March 1990, R.991 of 11 May 1990, R.1256 of 8 June 1990, R.65 of 11 January 1991, R.435 of 8 March 1991, R.844 of 19 April 1991 en R.2907 of 6 December 1991 are hereby repealed.

AANHANGSEL 11

Die volgende handeling of versuime is, in soverre dit betrekking het op terapeutiese dieetkunde, van toepassing op 'n dieetkundige of 'n student in dieetkunde, na gelang van die geval:

Verrigting van professionele handeling deur 'n dieetkundige

1. Die behandeling deur 'n dieetkundige, uitgesonderd in geval van nood, van enige pasiënt wat nie deur 'n geregistreerde geneesheer of geregistreerde tandarts verwys is nie of behandeling wat nie in oorleg met 'n geregistreerde geneesheer of tandarts geskied nie.

Verrigting van professionele handeling deur 'n student in dieetkunde

2. Versuim deur 'n student in dieetkunde om professionele handeling onder toesig van 'n geregistreerde dieetkundige te verrig en dit te beperk tot die handeling wat direk verband hou met sy opleiding in dieetkunde.

ANNEXURE 11

The following acts or omissions shall, in so far as they apply to therapeutic dietetics apply to a dietitian or a student in dietetics, as the case may be:

Performance of professional acts by a dietitian

1. The treatment by a dietitian of any patient not referred by a registered medical practitioner or a registered dentist or treatment not given in consultation with a registered medical practitioner or dentist, except in an emergency.

Performance of professional acts by a student in dietetics

2. Failure by a student in dietetics to perform professional acts under the supervision of a registered dietitian and to limit such acts to acts directly related to his training in dietetics.
