

1898.

Legislative Council.

MIDWIFERY NURSES BILL.

(Amendments to be proposed in Committee of the Whole by
SIR ARTHUR RENWICK.)

- Page 1, clause 2, line 9. *After* "attend" *insert* "habitually for gain"
Page 1, clause 2, line 9. *After* "labour" *insert* "in accordance with
" First Schedule in this Act "
Page 2, clause 3, line 6. *Omit* "specially"
Page 2, clause 3, line 6. *Omit* "midwife" *insert* "midwifery nurse"
Page 2, clause 3, line 8. *Omit* "this section" *insert* "subsection (1)
" hereof "
Page 2, clause 3, line 9. *After* "liable" *insert* "for a first offence"
Page 2, clause 3, line 9. *Omit* "on" *insert* "upon"
Page 2, clause 3, line 10. *After* "pounds" *insert* "and for any sub-
" sequent offence to a fine of *twenty* pounds, or to be
" imprisoned for a term not exceeding *six* months "
Page 2, clause 3. *After* subsection (2) *insert* the following new
subsection :—
(3) Any person who, after the first day of January, one
thousand eight hundred and ninety-nine, and whose name is not upon
the register, shall for gain attend, or undertake to attend, any lying-in
woman shall be liable on summary conviction for a first offence to a
fine not exceeding *five* pounds, and for any subsequent offence to a
fine of *twenty* pounds, or to be imprisoned for any term not exceeding
six months.
Page 2, clause 4, lines 13 and 14. *Omit* "midwife" *insert* "mid-
" wifery nurse "
Page 2, clause 4. At end of clause *add* the following new subsection :—
(1) Any woman registered under this Act who undertakes
the treatment of any disease or injury for gain shall be liable on
summary conviction to a fine not exceeding *five* pounds.
Page 2, clause 5, line 22. *After* "Wales" *insert* "and give a satis-
" factory proof of good character "

- Page 2, clause 5, line 24. *Omit* "one" *insert* "three"
- Page 2, clause 5, line 25. *Omit* "one" *insert* "two"
- Page 2, clause 5, line 25. *Add* "s" to "practitioner"
- Page 2, clause 5, line 28. *Omit* "midwife" *insert* "midwifery nurse"
- Page 2, clause 5, line 29. *Omit* "shall" *insert* "may"
- Page 2, clause 5, line 29. *Omit* "midwives" *insert* "midwifery nurses"
- Page 2, clause 6, line 31. *After* "who" *insert* "presents the certificates specified in the Second Schedule of this Act, and"
- Page 2, clause 6, line 32. *Omit* "midwives" *insert* "midwifery nurses"
- Page 2, clause 7, line 35. *Omit* "midwives" *insert* "midwifery nurses"
- Page 2, clause 7. *Insert* the following new subsection :—
- (1) For the purpose of subsequent supervision of persons registered as midwifery nurses the Board of Health shall, as soon as may be after the passing of this Act, frame, subject to the approval of the Governor in Council, rules necessary for such purpose, and shall appoint the Government Medical Officer or Public Vaccinator, or other medical practitioner, as the local supervising officer over midwifery nurses in each district, and provide for the remuneration of such officer by fees or otherwise.
- Page 3, clause 8, line 4. *Omit* "midwives" *insert* "midwifery nurses"
- Page 3, clause 10, line 21. *After* "guilty" *omit* remainder of clause *insert* "in cases where the attendance of a duly qualified medical practitioner can be obtained, of using obstretical instruments or of performing any manual operations on the fœtus within the uterus, or otherwise to have been guilty of grave misconduct in respect of her duty as a midwifery nurse, the Board shall direct the Secretary to erase the name of such midwifery nurse from the register."
- Page 3, clause 13 lines 38 to 40. *Omit* "next after making of such determination, decision, or refusal of registration, or the erasure of her name from the register."
- Page 3. *After* clause 13, *insert* the following Schedules :—

FIRST SCHEDULE.

Definition of natural labour.

Natural labour, for the purposes of the Act and of this Appendix, shall be held to mean a labour which occurs at full time, in which the presentation is that of the vertex, and in which there are none of the following conditions :—

Threatened or present illness.

Hæmorrhage.

Narrow pelvis.

Abnormal position of child.

Presentation of hands, or feet, or cord with head.

Disturbance

Disturbance of labour pains, leading to delay in birth.

Excessive pains, followed by exhaustion.

Those cases where a child, whose head had deeply descended, is not delivered for two hours after the opening of the mouth of the womb and the escape of the liquor semenii.

Presenting placenta even when the nurse, at the moment of examination, does not perceive any bleeding.

The placenta not being expelled an hour after the child is born.

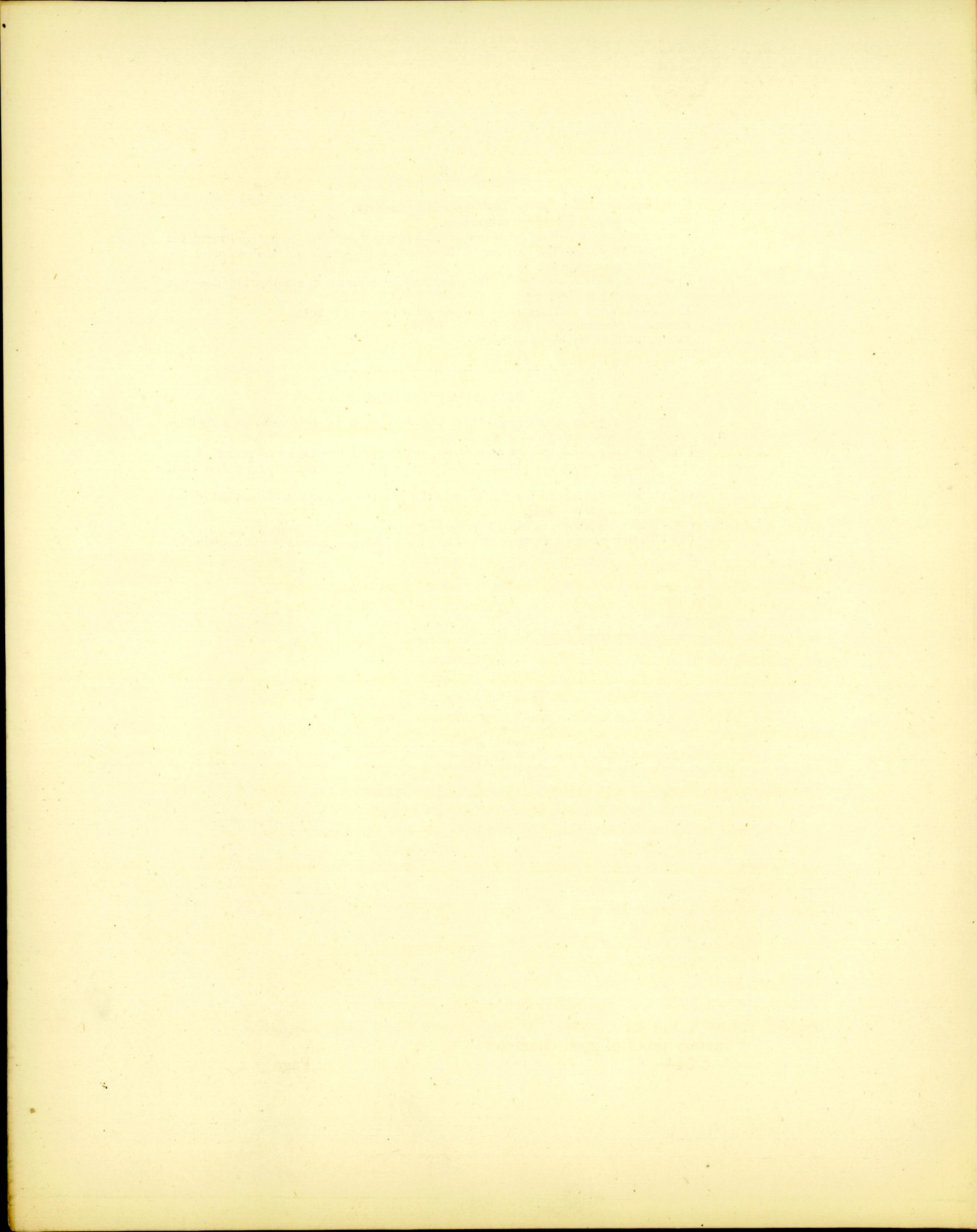
Ruptured perinaeum.

Twins, multiple births, monstrosities.

SECOND SCHEDULE.

For the purpose of examination, women desiring to be registered as midwifery nurses must present the following certificates:—

- (1) Of having been trained as medical and surgical nurses for a period of two years in one of the general hospitals of the Colony containing not less than fifty beds.
 - (2) Of having attended for six months the practice of a lying-in hospital of not less than twenty beds.
 - (3) Of attendance on, at least, twenty-four cases of practical midwifery.
 - (4) Of attendance on a course of not less than twenty-five lectures on midwifery.
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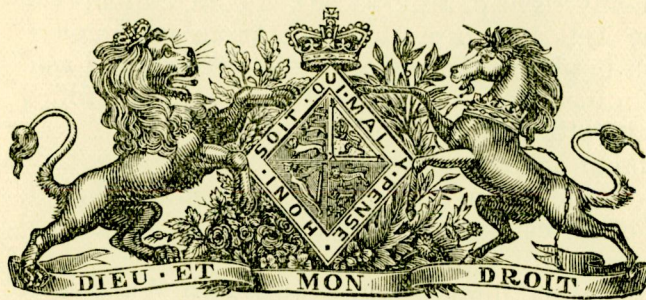


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 21 September, 1898. }*

*F. W. WEBB,
Clerk of the Legislative Assembly.*

New South Wales.



ANNO SEXAGESIMO SECUNDO

VICTORIÆ REGINÆ.

Act No. , 1898.

An Act to promote the better training of Women as Midwifery Nurses, and for their registration as such.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

5 1. This Act may for all purposes be cited as the “Midwifery Short title.
Nurses Act, 1898.”

2. In this Act—

Definitions.

The term “midwifery nurse” means a woman who undertakes to attend in cases of natural labour.

10 “Midwifery nurses register” means a register of midwifery nurses kept in pursuance of this Act.

Midwifery Nurses.

3. (1) From and after the first day of January, one thousand eight hundred and ninety-nine, no woman shall be entitled to take or use the name or title of licensed, certificated, or registered midwifery nurse or midwife (either alone or in combination with any other word or words), or any name, title, or description implying that she is registered under this Act, or is specially qualified to act as a midwife, unless she is registered under this Act. Registration.

(2) If any person acts in contravention of this section, that person shall be liable, on summary conviction, to a fine not exceeding five pounds.

(3) Nothing in this section shall apply to legally qualified medical practitioners.

4. A woman shall not, by reason of being registered as a midwife under this Act, have any right or title to be registered under the Medical Act, 1855, or the Acts amending the same, or to assume any name, title, or designation implying that she is by law recognised as a licentiate or practitioner in medicine or surgery, or that she is qualified to grant any medical certificate, or any certificate of death. Privileges of registration.

5. Any woman who at the passing of this Act—
(1) has obtained a certificate in midwifery from some hospital, dispensary, or obstetrical society approved of by the Board of Health of New South Wales, or
(2) who has been in actual practice in New South Wales as a midwife for a period of not less than one year and produces a certificate from one legally qualified medical practitioner approved of by the Board of Health registered in New South Wales that she is a person of good character and qualified to act as a midwife, Provision for existing midwives.

shall be entered on the midwives' register at a fee of two shillings and sixpence.

6. Every woman who passes the examination prescribed by the Board of Health shall be entered on the midwives' register at a fee of two shillings and sixpence. Midwives' register.

7. For the purpose of the examination of women desiring to be registered as midwives, the Board of Health shall, as soon as may be after the passing of this Act frame, subject to the approval of the Governor in Council, rules regulating the method and subjects of the qualifying examination, and the general standard to be attained by persons passing the examinations, with a view to secure the possession of adequate knowledge and skill in midwifery by all persons who pass such examinations, and such other matters as may be required for the carrying out of this Act. The rules shall provide for the examinations being held, so far as possible, at such places as will enable persons to be examined within a reasonable distance from the place where they reside. Rules respecting the examination of midwives.

Midwifery Nurses.

8. There shall be payable by every woman presenting herself for examination a fee of ten shillings. Should a candidate fail to pass, then for her second or any subsequent examination the fee shall be five shillings. All fees paid by midwives and candidates shall be paid into the Consolidated Revenue Fund.

Fees and expenses.

9. The Board of Health shall cause a new addition of the register kept by them under this Act to be printed and published on the first day of January in each year, and a copy of such register for the time being shall be evidence in all courts that the women therein specified are registered according to the provisions of this Act, and the absence of the name of any woman from such copy shall be evidence, until a contrary be made to appear, that such woman is not registered according to the provisions of this Act: Provided always that in the case of any woman whose name does not appear in such copy, a certified copy under the hand of the President or Secretary of the Board of Health of the entry of the name of such woman on the register shall be evidence that such woman is registered under the provisions of this Act.

Publication of register.

10. If any midwifery nurse shall be convicted of any felony or misdemeanour, or shall, after due inquiry, be judged by the Board of Health to have been guilty of infamous conduct in any professional respect, the Board may, if they see fit, direct the Secretary to erase the name of such midwifery nurse from the register.

Removal from the register.

11. The Board of Health may, after due inquiry, restore to the register the name of any midwifery nurse removed therefrom.

Restoration to the register.

12. Any person who wilfully makes or causes to be made any falsification in any matter relating to the register of midwifery nurses shall be deemed guilty of a misdemeanour, and shall be liable to a fine not exceeding twenty pounds, or to be imprisoned with or without hard labour for any term not exceeding six months.

Penalty for wilful falsification of register.

13. If any person shall feel aggrieved by any determination or decision whatsoever, either with reference to a penalty or the refusal of registration under this Act or the erasure of her name from the register, may appeal to any Supreme or District Court Judge, but no such appeal shall be entertained unless it be made within four months next after the making of such determination or decision either with reference to a penalty or the refusal of registration or the erasure of her name from the register next after making of such determination, decision, or refusal of registration, or the erasure of her name from the register, nor unless ten days notice in writing of such appeal stating the nature and grounds thereof be given to the party against whom the appeal shall be brought.

Right of appeal.

