

# THE NORTHERN TERRITORY OF AUSTRALIA

No. 45 of 1980

## AN ACT

To amend the Medical Practitioners Registration Act

[Assented to 30 May 1980]

**B**E it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

### 1. SHORT TITLE

This Act may be cited as the Medical Practitioners Registration Act 1980.

### 2. PRINCIPAL ACT

The Medical Practitioners Registration Act is in this Act referred to as the Principal Act.

### 3. INTERPRETATION

Section 5 of the Principal Act is amended by omitting the definition of "The Senior Judge" and substituting the following definition:

"'Senior Judge' means the Chief Justice of the Supreme Court of the Northern Territory;"

### 4. CANCELLATION OR SUSPENSION OF REGISTRATION

Section 23E of the Principal Act is amended -

(a) by inserting after section 23E(1) the following sub-section:

"(1A) Where the Board finds that a registered medical practitioner's right to practise in a State or another Territory has been cancelled or suspended for reasons which would have been grounds for a complaint under this Act, the Board may -

- (a) suspend the medical practitioner for a specified period; or
- (b) direct the Registrar to remove the medical practitioner's name from a register kept under this Act.";

(b) by omitting sub-section (2) and substituting the following sub-section:

### Medical Practitioners Registration

"(2) Where the Board, pursuant to sub-section (1) or (1A), suspends a medical practitioner or cancels a registration, the Registrar shall forthwith give notice of that fact to the medical practitioner concerned."; and

(c) by omitting sub-section (4) and substituting the following sub-section:

"(4) On an appeal under this section, the Tribunal may -

(a) uphold the appeal;

(b) confirm the cancellation or suspension imposed by the Board;

(c) in relation to a cancellation under sub-section (1) - impose a penalty of a kind specified in section 31A(2)(b)(i), (iii), (iv) and (vi); or

(d) in relation to a cancellation or suspension under sub-section (1A) - vary the decision of the Board as it thinks fit."

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