



Republic of Namibia
Annotated Statutes

REGULATIONS

REGULATIONS SURVIVING IN TERMS OF

Health Professions Act 16 of 2024
section 95(10)

**Regulations relating to Registration of Students, Maintaining of
Register of Students and Restoration of Name to Register**

Government Notice 352 of 2023

(GG 8252)

came into force on date of publication: 7 November 2023

These regulations were made in terms of section 66 of the Pharmacy Act 9 of 2004, which was repealed by the Health Professions Act 16 of 2024. Pursuant to section 95(10) of the Health Professions Act 16 of 2024, they are deemed to have been made under that Act.

The Government Notice which publishes these regulations notes that they were made on the recommendation of the Pharmacy Council of Namibia.

ARRANGEMENT OF REGULATIONS

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Definitions

REGULATIONS
Health Professions Act 16 of 2024

**Regulations relating to Registration of Students, Maintaining of Register of Students
and Restoration of Name to Register**

1. In these regulations a word or expression to which a meaning has been assigned in the Act has that meaning, and unless the context otherwise indicates -

“applicant” means a person applying for registration as a pharmacy student in accordance with these regulations;

“application fees” means the application fees determined by the Council in terms of section 28 of the Act;

“certified” means certified as a true copy of the original by a commissioner of oaths appointed under section 5 or designated under section 6 of the Justices of the Peace and Commissioners of Oaths Act, 1963 (Act No. 16 of 1963);

“practical experience” means the observing, witnessing or being present and carrying out duties as per their scope of practice, by a pharmacy student as directed and under the direct supervision of a pharmacist, at a pharmacy as defined in the Pharmacy Act, 2004 (Act No. 9 of 2004); and

[The Pharmacy Act 9 of 2004 has been replaced by the Health Professions Act 16 of 2024.]

“the Act” means the Pharmacy Act, 2004 (Act No. 9 of 2004).

[The Pharmacy Act 9 of 2004 has been replaced by the Health Professions Act 16 of 2024.]

Application for registration of pharmacy student enrolled at an educational institution in Namibia

2. (1) An application for the registration of a person enrolled as a pharmacy student at an educational institution in Namibia must be -

- (a) submitted to the registrar in the form determined and furnished by Council; and
- (b) accompanied by -
 - (i) a certified copy of the identity document or of the valid passport of applicant, bearing a certification date stamp not older than six months;

[The word “the” appears to have been omitted before the word “applicant”.]

- (ii) proof of the enrolment of the applicant at an educational institution;
- (iii) additional particulars and documents that Council may require; and
- (iv) payment of the application fees as determined by Council.

[The word “the” appears to have been omitted before the word “Council”.]

(2) The Council may require the applicant to furnish proof, in the manner that Council determines, of the proficiency of the applicant in the English language.

[The word “the” appears to have been omitted before the second use of the word “Council”]

(3) The Council, after having considered the application for registration as a pharmacy student -

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- (a) may grant the application if Council is satisfied that the applicant -
 - (i) meets the requirements for the registration as a pharmacy student;
 - (ii) has complied with these regulations; and
 - (iii) is proficient in the English language; or
- (b) must refuse the application if Council is satisfied that the applicant -
 - (i) does not meet the requirements for registration as a pharmacy student; or
 - (ii) has not complied with these regulations.

[The word “the” appears to have been omitted before the word
“Council” in both paragraphs (a) and (b).]

(4) After considering and deciding on an application in terms of subregulation (3) the Council must -

- (a) inform the applicant in writing of the decision of the Council;
- (b) issue the applicant a certificate of registration as a pharmacy student, in the form that the Council determines, if the application for registration as a pharmacy student is granted and enter the name of the applicant into the register; or
- (c) inform the applicant in writing, if the application for registration as a pharmacy student is refused, as soon as is practicable of the grounds for refusal.

(5) A person enrolled as a pharmacy student at an educational institution in Namibia must apply for registration as a pharmacy student under these regulations by submitting to the registrar, an application for registration as a pharmacy student.

- (6) An application for registration referred to in subregulation (5) must -
 - (a) be submitted to the registrar not later than three months after the pharmacy student has enrolled in his or her first year of studies at the educational institution referred to subregulation (1); and
 - (b) comply with this regulation, first before they are registered under subregulation 3(a).

(7) A person registered as a pharmacy student, undergoing training at an educational institution in Namibia, must inform the Council as soon as practicable of any period of interruption of his or her training, where the period of interruption whether vacation leave, sick leave or for any other reason exceeds a period of three months.

Failure to register as pharmacy student

3. A person who completed the course of study, for the pharmacy professions listed under the Act, and who failed to register as a student with the Council as set out in regulation 2, must apply for registration as a pharmacy student in terms of these regulations before that person applies to the Council for registration in the pharmacy profession as listed in the Act.

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4. (1) A pharmacy student enrolled at an educational institution outside Namibia who wishes to obtain practical experience in Namibia must, in accordance with these regulations, apply for registration as a pharmacy student by submitting to the registrar an application for registration with the Council in accordance with regulation 2.

(2) A pharmacy student referred to in subregulation (1) must have successfully completed not less than one year education, tuition and training relating to a qualification, prescribed as a qualification required for registration as a pharmacist or pharmaceutical technician or pharmacist's assistant under the Act.

Non-compliance with regulations

5. A person who is not registered under these regulations and obtains or attempts to obtain practical experience in Namibia or fails to comply with these regulations commits an offense and is on conviction liable to the payment of a fine not exceeding N\$ 4000 or imprisonment for a period not exceeding 12 months, or to both such fine and such imprisonment.

[The word "offence" is misspelt in the *Government Gazette*, as reproduced above.]

Register of students

6. The register for pharmacy students established and kept in accordance with section 25(2) of the Act must contain in addition to the particulars specified by subsection (3) of that section, particulars of -

- (a) the course of study for which the student is enrolled at the educational institution in or outside Namibia and proof of the enrolment of the student at that educational institution;
- (b) name of the educational institution and the period of training at that institution; and
- (c) any change of the particulars, recorded in the register.

Restoration of name to register

7. An application in accordance with section 27 of the Act for the restoration of the name of a student to a register, in addition to the documentation referred to in subsection (2) of that section, must be accompanied by -

- (a) the original registration certificate issued to the applicant or a certified copy thereof, bearing a certification date stamp not older than six months; and
- (b) a certified copy of the identity document or valid passport of the applicant, bearing a date not older than six months.

Language of forms and documents

8. (1) Subject to subregulation (2), a document required to be submitted to the Council or the registrar in terms of these regulations must be in the English language.

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(2) A document that is not in the English language must be accompanied by a sworn translation of it in English.