



Republic of Namibia
Annotated Statutes

REGULATIONS

REGULATIONS SURVIVING IN TERMS OF

Health Professions Act 16 of 2024

section 95(10)

Regulations relating to Conditions subject to which Registered or Enrolled Person May Conduct Practices relating to their Professions

Government Notice 293 of 2019

(GG 7011)

came into force on date of publication: 3 October 2019

These regulations were made in terms of section 59 of the Nursing Act 8 of 2004, which was repealed by the Health Professions Act 16 of 2024.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 Nursing Council of Namibia.

ARRANGEMENT OF REGULATIONS

1. Definitions
 2. Changes to conditions of registration and enrollment certificates
 3. Placement after evaluation
 4. Registration and enrollment certificates
 5. Appeal procedure
 6. Language of forms and documents
-

Definitions

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

**REGULATIONS
Health Professions Act 16 of 2024****Regulations relating to Conditions subject to which Registered or
Enrolled Person May Conduct Practices relating to their Professions**

“health facility” means a health facility referred to in section 30 of the Hospitals and Health Facilities Act, 1994 (Act No. 36 of 1994) and includes a state health facility and a private health facility;

“health practitioner” means a registered person as defined in section 1 of the Act; and

“the Act” means the Nursing Act, 2004 (Act No. 8 of 2004).

[The Nursing Act 8 of 2004 has been replaced by the Health Professions Act 16 of 2024.]

Changes to conditions of registration and enrollment certificates

2. (1) The Council may at any time insert, change, amend or cancel conditions of a registration or enrollment certificate if -

- (a) a health practitioner applies on good cause shown for such change in conditions before or after the commencement of the conditions or after successful completion of the conditions as set out in the register;
- (b) the Council determines that change in the registration or enrollment certificate is in the best interest of the public and in accordance with the Act and these regulations; or
- (c) an applicant has successfully passed an evaluation in terms of section 20(3) of the Act.

(2) The Council must within 30 days of deciding to insert, change, amend or cancel conditions of a registration or enrollment certificate in terms of subregulation (1) inform the health practitioner of such decision in writing.

Placement after evaluation

3. The Council may place an applicant who successfully passed the evaluation or completed any of the requirements under section 20(3)(a) of the Act at a hospital or health facility so determined by the Council.

Registration and enrollment certificates

4. (1) An applicant is entitled to receive a registration or enrollment certificate after successful completion of evaluation with or without conditions to practice as determined by the Council.

- (2) The conditions under subregulation (1) include the following -
 - (a) placement at a health facility in any region as determined by the Council;
 - (b) placement at a health facility for a period as determined by the Council; or
 - (c) any other conditions as the Council may determine in terms of the Act and these regulations.

Appeal procedure

REGULATIONS
Health Professions Act 16 of 2024

**Regulations relating to Conditions subject to which Registered or
Enrolled Person May Conduct Practices relating to their Professions**

5. A health practitioner aggrieved by a change in conditions may within 30 days of such change in conditions appeal to the appeal committee as set out in section 56 of the Act.

Language of forms and documents

6. (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.

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