



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

N\$8.80

WINDHOEK - 7 December 2015

No. 5899

### CONTENTS

*Page*

#### GOVERNMENT NOTICES

No. 290	Regulations relating to allowances and certain fees payable by Pharmacy Council of Namibia: Pharmacy Act, 2004 .....	1
No. 291	Regulations relating to allowances and certain fees payable by Nursing Council of Namibia: Nursing Act, 2004 .....	4
No. 292	Regulations relating to allowances and certain fees payable by Allied Health Professions Council of Namibia: Allied Health Professions Act, 2004 .....	7
No. 293	Regulations relating to allowances and certain fees payable by Medical and Dental Council of Namibia: Medical and Dental Act, 2004 .....	10
No. 294	Regulations relating to allowances and certain fees payable by Social Work and Psychology Council of Namibia: Social Work and Psychology Act, 2004 .....	13
No. 295	Regulations relating to minimum requirements of study for registration as medical laboratory scientist: Allied Health Professions Act, 2004 .....	16
No. 296	Regulations relating to registration of medical laboratory scientist, registration of specialties and additional qualifications, maintaining of registers of medical laboratory scientist and restoration of name to register: Allied Health Professions Act, 2004 .....	19

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## Government Notices

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### MINISTRY OF HEALTH AND SOCIAL SERVICES

No. 290

2015

#### REGULATIONS RELATING TO ALLOWANCES AND CERTAIN FEES PAYABLE BY PHARMACY COUNCIL OF NAMIBIA: THE PHARMACY ACT, 2004

Under section 66(1)(a) of the Pharmacy Act, 2004 (Act No. 9 of 2004), on the recommendation of the Pharmacy Council of Namibia, I have -

- (a) made the regulations set out in the Schedule; and
- (b) withdrawn the regulations published under Government Notice No. 147 of 18 June 2008.

**B. HAUFIKU****MINISTER OF HEALTH AND SOCIAL  
SOCIAL SERVICES**

Windhoek 14 November 2015

## SCHEDULE

1. Definitions
2. Allowances payable to members of Council for preparing for and attending meetings
3. Allowances payable to members of Council or of professional conduct committee for preparing for and attending professional conduct inquiry
4. Witness and interpreter fees
5. Allowances payable to member of Council acting as examiner, evaluator or moderator
6. Payment of allowances and fees

**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 -

“evaluator” means a member of the Council who is involved in the conducting of evaluation as contemplated in section 23(3)(a) and (b) of the Act;

“examiner” means a member of the Council who is involved in the preparation, conducting and assessment of examinations as determined in accordance with section 66(1)(f) read with section 23(3)(a) of the Act;

“expert witness” means a person -

- (a) giving evidence at a meeting of inquiry of the Council or a committee and declared by the Council or the committee as an expert witness; or
- (b) furnishing the Council or a committee with an expert opinion, at the request of the Council or the committee;

“member of a committee” includes a co-opted member of the committee but does not include a member of the professional conduct committee or of the appeal committee;

“member of the Council” includes a member of the professional conduct committee, a member of the appeal committee or a co-opted member of the Council of any of those committees but does not include the chairperson of the appeal committee or the president of the Council;

“moderator” means a member of the Council who is involved in the review of examination papers or overseeing of examinations or evaluations;

“president” means -

- (a) the president as defined in section 1 of the Act;
- (b) if the president is absent or unable to act as president, the vice-president acting as contemplated under section 10(3) of the Act; or

- (c) if both the president and vice-president are absent, the person appointed in accordance with section 10(4) of the Act;

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

“witness” means a person giving evidence at a meeting of the Council or a committee at the request of the Council or the committee;

“witness fees” means the fees payable by the Council to a witness or expert witness and includes allowances payable to the witness or expert witness and the reimbursement of expenses incurred by the witness.

#### **Allowances payable to members of Council for preparing and for attending meetings**

2. The allowances payable to a member of the Council for -
- (a) attending a meeting of the Council or of a committee, per day, if he or she is -
- |  |               |
|--|---------------|
| (i) the president                      | N\$2 000;     |
| (ii) a member other than the president | N\$1 500; and |
- (b) preparing for a meeting, per meeting attended by that member, including the president
- N\$750.

#### **Allowances payable to members of Council or of professional conduct committee for preparing for and attending professional conduct inquiry**

3. The allowances payable to a member of the Council or the professional conduct committee -
- (a) for attending a professional conduct inquiry conducted under Part V of the Act, per day, if he or she is -
- |  |               |
|--|---------------|
| (i) the president                      | N\$ 2500;     |
| (ii) a member other than the president | N\$ 2000; and |
- (b) for preparing for the inquiry contemplated in paragraph (a), per inquiry and only if that member attended the entire inquiry, including the president
- N\$1 000.

#### **Witness and interpreter fees**

4. (1) The witness fees payable by the Council to an expert witness for -
- (a) furnishing the Council or a committee with an expert opinion at the request of the Council or that committee may not exceed N\$8 000; and
- (b) giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$500 per day.
- (2) The witness fees payable by the Council to a witness other than an expert witness, for giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$150 per day.

(3) The interpreter fees payable by the Council to an interpreter for interpreting at a meeting of the Council or a professional conduct committee, at the request of the Council or that committee, may not exceed N\$150 per hour.

**Allowances payable to member of Council acting as examiner, evaluator or moderator**

5. The allowances payable by the Council to a member of the Council for acting as an examiner, evaluator or moderator for -

- |     |   |             |
|-----|---|-------------|
| (a) | preparing for theoretical examination, evaluation or setting of written examination paper, per theoretical examination, evaluation or examination paper | N\$500;     |
| (b) | moderating of examination paper referred to in paragraph (a), per examination paper   | N\$400;     |
| (c) | preparing for practical examination or evaluation, per practical examination or evaluation  | N\$500;     |
| (d) | conducting of practical examination or evaluation, per hour   | N\$250;     |
| (e) | invigilating of written examination, per hour   | N\$100;     |
| (f) | marking of written examination answer sheet, per paper  | N\$100;     |
| (g) | moderating of examination answer sheet referred to in paragraph (f), per paper  | N\$100;     |
| (h) | conducting of oral examinations, per hour   | N\$250; and |
| (i) | re-grading of examination answers sheet, per paper  | N\$500.     |

**Payment of allowances and fees**

6. (1) A person entitled to receive an allowance or a fee under these regulations must submit to the Council a claim form relating to that allowance or fee, duly completed and signed by that person and accompanied by the vouchers and other documents that the Council may determine.

(2) A claim submitted to the Council in accordance with subregulation (1) must be in the form that the Council determines and furnishes to the person submitting the claim.

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**MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 291

2015

**REGULATIONS RELATING TO ALLOWANCES AND CERTAIN FEES PAYABLE BY  
NURSING COUNCIL OF NAMIBIA: NURSING ACT, 2004**

Under section 59(1)(a) of the Nursing Act, 2004 (Act No. 8 of 2004), on the recommendation of the Nursing Council of Namibia, I have -

- (a) made the regulations set out in the Schedule; and
- (b) withdrawn the regulations published under Government Notice No. 146 of 18 June 2008.

**B. HAUFIKU**  
**MINISTER OF HEALTH AND SOCIAL**  
**SOCIAL SERVICES**

Windhoek 14 November 2015

SCHEDULE

1. Definitions
2. Allowances payable to members of Council for preparing for and attending meetings
3. Allowances payable to members of Council or of professional conduct committee for preparing for and attending professional conduct inquiry
4. Witness and interpreter fees
5. Allowances payable to member of Council acting as examiner, evaluator or moderator
6. Payment of allowances and fees

**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 -

“evaluator” means a member of the Council who is involved in the conducting of evaluation as contemplated in section 23(3)(a) and (b) of the Act;

“examiner” means a member of the Council who is involved in the preparation, conducting and assessment of examinations as determined in accordance with section 59(1)(f) read with section 23(3)(a) of the Act;

“expert witness” means a person -

- (a) giving evidence at a meeting of inquiry of the Council or a committee and declared by the Council or the committee as an expert witness; or
- (b) furnishing the Council or a committee with an expert opinion, at the request of the Council or the committee;

“member of a committee” includes a co-opted member of the committee but does not include a member of the professional conduct committee or of the appeal committee;

“member of the Council” includes a member of the professional conduct committee, a member of the appeal committee or a co-opted member of the Council of any of those committees but does not include the chairperson of the appeal committee or the president of the Council;

“moderator” means a member of the Council who is involved in the review of examination papers or overseeing of examinations or evaluations;

“president” means -

- (a) the president as defined in section 1 of the Act;
- (b) if the president is absent or unable to act as president, the vice-president acting as contemplated under section 10(3) of the Act; or
- (c) if both the president and vice-president are absent, the person appointed in accordance with section 10(4) of the Act;

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

“witness” means a person giving evidence at a meeting of the Council or a committee at the request of the Council or the committee;

“witness fees” means the fees payable by the Council to a witness or expert witness and includes allowances payable to the witness or expert witness and the reimbursement of expenses incurred by the witness.

**Allowances payable to members of Council for preparing and for attending meetings**

2. The allowances payable to a member of the Council for -
- (a) attending a meeting of the Council or of a committee, per day, if he or she is -
- |  |               |
|--|---------------|
| (i) the president                      | N\$2 000;     |
| (ii) a member other than the president | N\$1 500; and |
- (b) preparing for a meeting, per meeting attended by that member, including the president
- N\$750.

**Allowances payable to members of Council or of professional conduct committee for preparing for and attending professional conduct inquiry**

3. The allowances payable to a member of the Council or the professional conduct committee -
- (a) for attending a professional conduct inquiry conducted under Part V of the Act, per day, if he or she is -
- |  |               |
|--|---------------|
| (i) the president                      | N\$ 2500;     |
| (ii) a member other than the president | N\$ 2000; and |
- (b) for preparing for the inquiry contemplated in paragraph (a), per inquiry and only if that member attended the entire inquiry, including the president
- N\$1 000.

**Witness and interpreter fees**

4. (1) The witness fees payable by the Council to an expert witness for -
- (a) furnishing the Council or a committee with an expert opinion at the request of the Council or that committee may not exceed N\$8 000; and
- (b) giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$500 per day.
- (2) The witness fees payable by the Council to a witness other than an expert witness, for giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$150 per day.
- (3) The interpreter fees payable by the Council to an interpreter for interpreting at a meeting of the Council or a professional conduct committee, at the request of the Council or that committee, may not exceed N\$150 per hour.

### **Allowances payable to member of Council acting as examiner, evaluator or moderator**

5. The allowances payable by the Council to a member of the Council for acting as an examiner, evaluator or moderator for -

- |     |   |             |
|-----|---|-------------|
| (a) | preparing for theoretical examination, evaluation or setting of written examination paper, per theoretical examination, evaluation or examination paper | N\$500;     |
| (b) | moderating of examination paper referred to in paragraph (a), per examination paper   | N\$400;     |
| (c) | preparing for practical examination or evaluation, per practical examination or evaluation  | N\$500;     |
| (d) | conducting of practical examination or evaluation, per hour   | N\$250;     |
| (e) | invigilating of written examination, per hour   | N\$100;     |
| (f) | marking of written examination answer sheet, per paper  | N\$100;     |
| (g) | moderating of examination answer sheet referred to in paragraph (f) per paper   | N\$100;     |
| (h) | conducting of oral examinations, per hour   | N\$250; and |
| (i) | re-grading of examination answers sheet, per paper  | N\$500.     |

### **Payment of allowances and fees**

6. (1) A person entitled to receive an allowance or a fee under these regulations must submit to the Council a claim form relating to that allowance or fee, duly completed and signed by that person and accompanied by the vouchers and other documents that the Council may determine.

(2) A claim submitted to the Council in accordance with subregulation (1) must be in the form that the Council determines and furnishes to the person submitting the claim.

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### **MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 292

2015

#### **REGULATIONS RELATING TO ALLOWANCES AND CERTAIN FEES PAYABLE BY ALLIED HEALTH PROFESSIONS COUNCIL OF NAMIBIA: ALLIED HEALTH PROFESSIONS ACT, 2004**

Under section 55(1)(a) of the Allied Health Professions Act, 2004 (Act No. 7 of 2004), on the recommendation of the Allied Health Professions Council of Namibia, I have -

- (a) made the regulations set out in the Schedule; and
- (b) withdrawn the regulations published under Government Notice No. 148 of 18 June 2008.

**B. HAUFIKU**  
**MINISTER OF HEALTH AND SOCIAL**  
**SOCIAL SERVICES**

Windhoek 14 November 2015

SCHEDULE

ARRANGEMENT OF REGULATIONS

1. Definitions
2. Allowances payable to members of Council for preparing for and attending meetings
3. Allowances payable to members of Council or professional conduct committee for preparing for and attending professional conduct inquiry
4. Witness and interpreter fees
5. Allowances payable to member of Council acting as examiner, evaluator or moderator
6. Payment of allowances and fees

**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 -

“evaluator” means a member of the Council who is involved in the conducting of evaluation as contemplated in section 21(3)(a) and (b) of the Act;

“examiner” means a member of the Council who is involved in the preparation, conducting and assessment of examinations as determined in accordance with section 55(1)(f) read with section 21(3)(a) of the Act;

“expert witness” means a person -

- (a) giving evidence at a meeting of inquiry of the Council or a committee and declared by the Council or the committee as an expert witness; or
- (b) furnishing the Council or a committee with an expert opinion, at the request of the Council or the committee;

“member of a committee” includes a co-opted member of the committee but does not include a member of the professional conduct committee or of the appeal committee;

“member of the Council” includes a member of the professional conduct committee, a member of the appeal committee or a co-opted member of the Council of any of those committees but does not include the chairperson of the appeal committee or the president of the Council;

“moderator” means a member of the Council who is involved in the review of examination papers or overseeing of examinations or evaluations;

“president” means -

- (a) the president as defined in section 1 of the Act;
- (b) if the president is absent or unable to act as president, the vice-president acting as contemplated under section 10(3) of the Act; or
- (c) if both the president and vice-president are absent, the person appointed in accordance with section 10(4) of the Act;

“the Act” means the Allied Health Professions Act, 2004 (Act No. 7 of 2004);

“witness” means a person giving evidence at a meeting of the Council or a committee at the request of the Council or the committee;

“witness fees” means the fees payable by the Council to a witness or expert witness and includes allowances payable to the witness or expert witness and the reimbursement of expenses incurred by the witness.

#### **Allowances payable to members of Council for preparing for and attending meetings**

2. The allowances payable to a member of the Council for -
  - (a) attending a meeting of the Council or a committee, per day, if he or she is -
    - (i) the president N\$2 000;
    - (ii) a member other than the president N\$1 500; and
  - (b) preparing for a meeting, per meeting attended by that member, including the president N\$750.

#### **Allowances payable to members of Council or professional conduct committee for preparing for and attending professional conduct inquiry**

3. The allowances payable to a member of the Council or professional conduct committee for -
  - (a) attending a professional conduct inquiry conducted under Part V of the Act, per day, if he or she is -
    - (i) the president N\$2 500;
    - (ii) a member other than the president N\$2 000; and
  - (b) for preparing for the inquiry contemplated in paragraph (a), per inquiry and only if that member attended the entire inquiry, including the president N\$1 000.

#### **Witness and interpreter fees**

4. (1) The witness fees payable by the Council to an expert witness for -
  - (a) furnishing the Council or a committee with an expert opinion at the request of the Council or that committee may not exceed N\$8 000; and
  - (b) giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$500 per day.
- (2) The witness fees payable by the Council to a witness other than an expert witness, for giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$150 per day.
- (3) The interpreter fees payable by the Council to an interpreter for interpreting at a meeting of the Council or a professional conduct committee, at the request of the Council or that committee, may not exceed N\$150 per hour.

### **Allowances payable to member of Council acting as examiner, evaluator or moderator**

5. The allowances payable by the Council to a member of the Council for acting as an examiner, evaluator or moderator for -

- |     |   |             |
|-----|---|-------------|
| (a) | preparing for theoretical examination, evaluation or setting of written examination paper, per theoretical examination, evaluation or examination paper | N\$500;     |
| (b) | moderating of examination paper referred to in paragraph (a), per examination paper   | N\$400;     |
| (c) | preparing for practical examination or evaluation, per practical examination or evaluation  | N\$500;     |
| (d) | conducting of practical examination or evaluation, per hour   | N\$250;     |
| (e) | invigilating of written examination, per hour   | N\$100;     |
| (f) | marking of written examination answer sheet, per paper  | N\$100;     |
| (g) | moderating of examination answer sheet referred to in paragraph (f), per paper  | N\$100;     |
| (h) | conducting of oral examinations, per hour   | N\$250; and |
| (i) | re-grading of examination answers sheet, per paper  | N\$500.     |

### **Payment of allowances and fees**

6. (1) A person entitled to receive an allowance or a fee under these regulations must submit to the Council a claim form relating to that allowance or fee, duly completed and signed by that person, and accompanied by the vouchers and other documents that the Council may determine.

(2) A claim submitted to the Council in accordance with subregulation (1) must be in the form that the Council determines and furnishes to the person submitting the claim.

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### **MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 293

2015

#### **REGULATIONS RELATING TO ALLOWANCES AND CERTAIN FEES PAYABLE BY MEDICAL AND DENTAL COUNCIL OF NAMIBIA: MEDICAL AND DENTAL ACT, 2004**

Under section 59(1)(a) of the Medical and Dental Act, 2004 (Act No. 10 of 2004), on the recommendation of the Medical and Dental Council of Namibia, I have -

- (a) made the regulations set out in the Schedule; and
- (b) withdrawn the regulations published under Government Notice No. 150 of 18 June 2008.

**B. HAUFIKU  
MINISTER OF HEALTH AND SOCIAL  
SOCIAL SERVICES**

Windhoek 14 November 2015

SCHEDULE

ARRANGEMENT OF REGULATIONS

1. Definitions
2. Allowances payable to members of Council for preparing for and attending meetings
3. Allowances payable to members of Council or professional conduct committee for preparing for and attending professional conduct inquiry
4. Witness and interpreter fees
5. Allowances payable to member of Council acting as examiner, evaluator or moderator
6. Payment of allowances and fees

**Definitions**

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

“evaluator” means a member of the Council who is involved in the conducting of evaluation as contemplated in section 20(3)(a) and (b) of the Act;

“examiner” means a member of the Council who is involved in the preparation, conducting and assessment of examinations as determined in accordance with section 59(1)(f) read with section 20(3)(a) of the Act;

“expert witness” means a person -

- (a) giving evidence at a meeting of inquiry of the Council or a committee and declared by the Council or the committee as an expert witness; or
- (b) furnishing the Council or a committee with an expert opinion, at the request of the Council or the committee;

“member of a committee” includes a co-opted member of the committee but does not include a member of the professional conduct committee or of the appeal committee;

“member of the Council” includes a member of the professional conduct committee, a member of the appeal committee or a co-opted member of the Council of any of those committees but does not include the chairperson of the appeal committee or the president of the Council;

“moderator” means a member of the Council who is involved in the review of examination papers or overseeing of examinations or evaluations;

“president” means -

- (a) the president as defined in section 1 of the Act;
- (b) if the president is absent or unable to act as president, the vice-president acting as contemplated under section 10(3) of the Act; or
- (c) if both the president and vice-president are absent, the person appointed in accordance with section 10(4) of the Act;

“the Act” means the Medical and Dental Act, 2004 (Act No. 10 of 2004);

“witness” means a person giving evidence at a meeting of the Council or a committee at the request of the Council or the committee;

“witness fees” means the fees payable by the Council to a witness or expert witness and includes allowances payable to the witness or expert witness and the reimbursement of expenses incurred by the witness.

#### **Allowances payable to members of Council for preparing for and attending meetings**

2. The allowances payable to a member of the Council for -
  - (a) attending a meeting of the Council or a committee, per day, if he or she is -
    - (i) the president N\$2 000;
    - (ii) a member other than the president N\$1 500; and
  - (b) preparing for a meeting, per meeting attended by that member, including the president N\$750.

#### **Allowances payable to members of Council or professional conduct committee for preparing for and attending professional conduct inquiry**

3. The allowances payable to a member of the Council or professional conduct committee for -
  - (a) attending a professional conduct inquiry conducted under Part V of the Act, per day, if he or she is -
    - (i) the president N\$2 500;
    - (ii) a member other than the president N\$2 000; and
  - (b) for preparing for the inquiry contemplated in paragraph (a), per inquiry and only if that member attended the entire inquiry, including the president N\$1 000.

#### **Witness and interpreter fees**

4. (1) The witness fees payable by the Council to an expert witness for -
  - (a) furnishing the Council or a committee with an expert opinion at the request of the Council or that committee may not exceed N\$8 000; and
  - (b) giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$500 per day.
- (2) The witness fees payable by the Council to a witness other than an expert witness, for giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$150 per day.
- (3) The interpreter fees payable by the Council to an interpreter for interpreting at a meeting of the Council or a professional conduct committee, at the request of the Council or that committee, may not exceed N\$150 per hour.

### **Allowances payable to member of Council acting as examiner, evaluator or moderator**

5. The allowances payable by the Council to a member of the Council for acting as an examiner, evaluator or moderator for -

- |     |   |             |
|-----|---|-------------|
| (a) | preparing for theoretical examination, evaluation or setting of written examination paper, per theoretical examination, evaluation or examination paper | N\$500;     |
| (b) | moderating of examination paper referred to in paragraph (a), per examination paper   | N\$400;     |
| (c) | preparing for practical examination or evaluation, per practical examination or evaluation  | N\$500;     |
| (d) | conducting of practical examination or evaluation, per hour   | N\$250;     |
| (e) | invigilating of written examination, per hour   | N\$100;     |
| (f) | marking of written examination answer sheet, per paper  | N\$100;     |
| (g) | moderating of examination answer sheet referred to in paragraph (f), per paper  | N\$100;     |
| (h) | conducting of oral examinations, per hour   | N\$250; and |
| (i) | re-grading of examination answers sheet, per paper  | N\$500.     |

### **Payment of allowances and fees**

6. (1) A person entitled to receive an allowance or a fee under these regulations must submit to the Council a claim form relating to that allowance or fee, duly completed and signed by that person, and accompanied by the vouchers and other documents that the Council may determine.

(2) A claim submitted to the Council in accordance with subregulation (1) must be in the form that the Council determines and furnishes to the person submitting the claim.

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### **MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 294

2015

#### **REGULATIONS RELATING TO ALLOWANCES AND CERTAIN FEES PAYABLE BY SOCIAL WORK AND PSYCHOLOGY COUNCIL OF NAMIBIA: SOCIAL WORK AND PSYCHOLOGY ACT, 2004**

Under section 56(1)(a) of the Social Work And Psychology Act, 2004 (Act No. 6 of 2004), on the recommendation of the Allied Health Professions Council of Namibia, I have -

- (a) made the regulations set out in the Schedule; and
- (b) withdrawn the regulations published under Government Notice No. 151 of 18 June 2008.

**B. HAUFIKU  
MINISTER OF HEALTH AND SOCIAL  
SOCIAL SERVICES**

Windhoek 14 November 2015

SCHEDULE

ARRANGEMENT OF REGULATIONS

1. Definitions
2. Allowances payable to members of Council for preparing for and attending meetings
3. Allowances payable to members of Council or professional conduct committee for preparing for and attending professional conduct inquiry
4. Witness and interpreter fees
5. Allowances payable to member of Council acting as examiner, evaluator or moderator
6. Payment of allowances and fees

**Definitions**

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

“evaluator” means a member of the Council who is involved in the conducting of evaluation as contemplated in section 20(3)(a) and (b) of the Act;

“examiner” means a member of the Council who is involved in the preparation, conducting and assessment of examinations as determined in accordance with section 56(1)(f) read with section 20(3)(a) of the Act;

“expert witness” means a person -

- (a) giving evidence at a meeting of inquiry of the Council or a committee and declared by the Council or the committee as an expert witness; or
- (b) furnishing the Council or a committee with an expert opinion at the request of the Council or the committee;

“member of a committee” includes a co-opted member of the committee but does not include a member of the professional conduct committee or of the appeal committee;

“member of the Council” includes a member of the professional conduct committee, a member of the appeal committee or a co-opted member of the Council of any of those committees but does not include the chairperson of the appeal committee or the president of the Council;

“moderator” means a member of the Council who is involved in the review of examination papers or overseeing of examinations or evaluations;

“president” means -

- (a) the president as defined in section 1 of the Act;
- (b) if the president is absent or unable to act as president, the vice-president acting as contemplated under section 10(3) of the Act; or
- (c) if both the president and vice-president are absent, the person appointed in accordance with section 10(4) of the Act;

“the Act” means the Social Work And Psychology Act, 2004 (Act No. 6 of 2004);

“witness” means a person giving evidence at a meeting of the Council or a committee at the request of the Council or the committee;

“witness fees” means the fees payable by the Council to a witness or expert witness and includes allowances payable to the witness or expert witness and the reimbursement of expenses incurred by the witness.

#### **Allowances payable to members of Council for preparing for and attending meetings**

2. The allowances payable to a member of the Council for -
  - (a) attending a meeting of the Council or a committee, per day, if he or she is -
    - (i) the president N\$2 000;
    - (ii) a member other than the president N\$1 500; and
  - (b) preparing for a meeting, per meeting attended by that member, including the president N\$750.

#### **Allowances payable to members of Council or professional conduct committee for preparing for and attending professional conduct inquiry**

3. The allowances payable to a member of the Council or professional conduct committee for -
  - (a) attending a professional conduct inquiry conducted under Part V of the Act, per day, if he or she is -
    - (i) the president N\$2 500;
    - (ii) a member other than the president N\$2 000; and
  - (b) for preparing for the inquiry contemplated in paragraph (a), per inquiry and only if that member attended the entire inquiry, including the president N\$1 000.

#### **Witness and interpreter fees**

4. (1) The witness fees payable by the Council to an expert witness for -
  - (a) furnishing the Council or a committee with an expert opinion at the request of the Council or that committee may not exceed N\$8 000; and
  - (b) giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$500 per day.
- (2) The witness fees payable by the Council to a witness other than an expert witness, for giving evidence at a meeting at the request of the Council or a committee, may not exceed N\$150 per day.
- (3) The interpreter fees payable by the Council to an interpreter for interpreting at a meeting of the Council or a professional conduct committee, at the request of the Council or that committee, may not exceed N\$150 per hour.

### Allowances payable to member of Council acting as examiner, evaluator or moderator

5. The allowances payable by the Council to a member of the Council for acting as an examiner, evaluator or moderator for -

- |     |   |             |
|-----|---|-------------|
| (a) | preparing for theoretical examination, evaluation or setting of written examination paper, per theoretical examination, evaluation or examination paper | N\$500;     |
| (b) | moderating of examination paper referred to in paragraph (a), per examination paper   | N\$400;     |
| (c) | preparing for practical examination or evaluation, per practical examination or evaluation  | N\$500;     |
| (d) | conducting of practical examination or evaluation, per hour   | N\$250;     |
| (e) | invigilating of written examination, per hour   | N\$100;     |
| (f) | marking of written examination answer sheet, per paper  | N\$100;     |
| (g) | moderating of examination answer sheet referred to in paragraph (f), per paper  | N\$100;     |
| (h) | conducting of oral examinations, per hour   | N\$250; and |
| (i) | re-grading of examination answers sheet, per paper  | N\$500.     |

### Payment of allowances and fees

6. (1) A person entitled to receive an allowance or a fee under these regulations must submit to the Council a claim form relating to that allowance or fee, duly completed and signed by that person, and accompanied by the vouchers and other documents that the Council may determine.

(2) A claim submitted to the Council in accordance with subregulation (1) must be in the form that the Council determines and furnishes to the person submitting the claim.

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## MINISTRY OF HEALTH AND SOCIAL SERVICES

No. 295

2015

### REGULATIONS RELATING TO MINIMUM REQUIREMENTS OF STUDY FOR REGISTRATION AS MEDICAL LABORATORY SCIENTIST: ALLIED HEALTH PROFESSIONS ACT, 2004

Under section 55 of the Allied Health Professions Act, 2004 (Act No. 7 of 2004), read with section 19 of that Act and on the recommendation of the Allied Health Professions Council of Namibia, I have made the regulations set out in the Schedule.

**B. HAUFIKU**  
**MINISTER OF HEALTH AND SOCIAL**  
**SOCIAL SERVICES**

Windhoek 14 November 2015

## SCHEDULE

**Definitions**

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 indicates otherwise -

“Biomedical Science and Medical Biomedical Laboratory Science” has a corresponding meaning as the profession Medical Laboratory Science;

“Medical Laboratory Scientist” means any person registered to practice the profession of medical laboratory science, to which profession the Act was applied by Government Notice No. 87 published in the Gazette on 15 April 2013; and

“the Act” means the Allied Health Professions Act, 2004 (Act No. 7 of 2004).

**Minimum qualifications required for registration as a medical laboratory scientist**

2. (1) Subject to compliance with the other requirements prescribed by or under the Act, a person who is the holder of any of the following qualifications may be registered by the Council as a Medical Laboratory Scientist :

(a) Bachelor Degree in Medical Laboratory Science; and

(b) Bachelor Degree Health Sciences in Medical Laboratory Science (BHSc).

(2) The qualification referred to in subregulation (1) must have been obtained from the Polytechnic of Namibia and the Cape Peninsula University of Technology.

(3) A person who is not the holder of a qualification prescribed by subregulation (1), may be registered -

(a) as a medical laboratory scientist, subject to regulation 3 and in compliance with other requirements prescribed by or under the Act; or

(b) if he or she is the holder of a Bachelors Degree in Medical Laboratory Science, awarded after receiving full time education, tuition and training for a period of four years at an educational institution approved by the Council, subject to subregulation (5) of this regulation and to regulation 3 of the Regulations.

(4) A person who is the holder of a Bachelor of Science in Medical Technology or Bachelor of Technology may be transit to the register of Medical Laboratory Scientist.

(5) The education, tuition and training for the degree referred to in subregulation (3) must include, to the satisfaction of the Council education, tuition and training relating to medical laboratory science, in the main subjects of -

(a) not less than 190 hours of tuition in anatomy and physiology;

(b) not less than 80 hours tuition in chemistry;

(c) not less than 80 hours tuition in physics;

(d) not less than 80 hours of tuition in biostatistics;

(e) not less than 100 hours of tuition in the introduction to laboratory medicine;

- (f) not less than 80 hours of tuition in biochemistry;
- (g) not less than 80 hours of tuition in immunology;
- (h) not less than 100 hours of tuition in pathophysiology or integrated clinical pathology;
- (i) not less than 300 hours of tuition in microbiology;
- (j) not less than 300 hours of tuition in chemical pathology or clinical chemistry;
- (k) not less than 200 hours of tuition in anatomical or cellular pathology;
- (l) not less than 80 hours of tuition in blood transfusion technology or immunohaematology;
- (m) not less than 250 hours of tuition in haematology;
- (n) not less than 900 hours of experiential learning in laboratory practice covering the disciplines of microbiology, chemical pathology, haematology including blood transfusion, serology and cellular pathology;
- (o) not less than 400 notional learning hours in research methodology and an ensuing mini-thesis; and
- (p) not less than 80 hours of tuition in molecular diagnostics.

(6) The Council may register a person who complies with subregulations (3) and (5) as a medical laboratory scientist, if the qualification on which that person relies for registration as a medical laboratory scientist is recognised by the Council under regulation 3.

### **Recognition of qualification by Council**

**3.** For the purpose of the registration of a person as a medical laboratory scientist, the Council may recognise, a qualification referred to in subregulation (2) of regulation 2, if -

- (a) the educational institution at which that person obtained that qualification is approved by the Council for that purpose;
  - (b) the registration authority responsible for the registration of a person to practise as a medical laboratory scientist in the country in which that person obtained that qualification, recognises that qualification for registration to practise as a medical laboratory scientist in that country; and
  - (c) that person complies with the other requirements for registration as a medical laboratory scientist prescribed by or under the Act.
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**MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 296

2015

**REGULATIONS RELATING TO REGISTRATION OF MEDICAL LABORATORY SCIENTIST,  
REGISTRATION OF SPECIALITIES AND ADDITIONAL QUALIFICATIONS, MAINTAINING  
OF REGISTERS OF MEDICAL LABORATORY SCIENTIST AND RESTORATION OF NAME  
TO REGISTER: ALLIED HEALTH PROFESSIONS ACT, 2004**

Under section 60 of the Allied Health Professions Act, 2004 (Act No. 7 of 2004), read with section 19(1) of that Act and on the recommendation of the Allied Health Professions Council of Namibia, I have made the regulations set out in the Schedule.

**B. HAUFIKU**  
**MINISTER OF HEALTH AND SOCIAL**  
**SOCIAL SERVICES**

Windhoek 14 November 2015

**SCHEDULE**

1. Definitions
2. Application for registration as a medical laboratory scientist
3. Registrable specialities
4. Requirements for the registration of a speciality
5. Registrable additional qualifications
6. Requirements for registration of an additional qualification
7. Register of medical laboratory scientists
8. Restoration of name to register
9. Language of forms and documents

**Definitions**

**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 indicates otherwise -

“notional learning hours” means the amount of time it takes for the average student to achieve the learning outcomes;

“the Act” means the Allied Health Professions Act, 2004 (Act No. 7 of 2004).

**Application for registration as a medical laboratory scientist**

**2.** (1) An application for the registration of a person as a medical laboratory scientist must be made in accordance with section 20 of the Act.

(2) An application referred to in subregulation (1) in addition to the documents and particulars specified in section 20(2) of the Act, must be accompanied by -

- (a) a certified copy of the identity document or passport of the applicant;
- (b) a certificate issued by the Council in such form as the Council may determine, certifying that the applicant has passed the evaluation referred to in section 21(3) of the Act, if applicable; and
- (c) the original certificate of registration to practice as a medical laboratory scientist in the country where the applicant obtained the qualification, issued by the relevant

registration authority of such country, if the qualification upon which the applicant relies for registration as a medical laboratory scientist is a qualification referred to in section 22(1)(a) of the Act.

(3) If the applicant referred to in subregulation (2)(c) is not registered with the registration authority referred to in that subregulation, the applicant must submit -

- (a) a certificate, issued by the registration authority, certifying that the qualification or qualifications of which the applicant is the holder, entitles the applicant to register as a medical laboratory scientist in the country where the applicant obtained the qualification or qualifications; or
- (b) if he or she had been so registered previously, a certificate issued by such registration authority, specifying the reasons why the applicant is not registered any more, together with his or her application for registration.

(4) If the qualification upon which the applicant relies for registration has been awarded by an educational institution at which the medium of instruction is not the English language, the Council may require the applicant to furnish the Council with proof of the applicant's proficiency in the English language, in a manner as the Council may determine.

### **Registrable specialities**

3. The following specialities may be registered under section 32 of the Act, subject to compliance with the requirements of the Act and of these regulations:

- (a) blood transfusion technology;
- (b) chemical pathology;
- (c) clinical pathology;
- (d) cytogenetics;
- (e) cytotechnology;
- (f) forensic pathology;
- (g) haematology;
- (h) histopathological technique;
- (i) immunology;
- (j) microbiology;
- (k) pharmacology;
- (l) virology; and
- (m) molecular diagnostics.

**Requirements for the registration of a speciality**

4. (1) A medical laboratory scientist who wishes to have a speciality entered into the register must submit to the registrar an application in accordance with subsections (2) and (3) of section 32 of the Act.

(2) An application referred to in subregulation (1) must be accompanied, in addition to the documents and particulars specified in section 32(3) of the Act, by documentary proof -

- (a) that the applicant obtained a qualification relating to a speciality in the form of a certificate from a training institution or from any other examining authority referred to in section 19(4) of the Act, and which is of a standard acceptable to the Council; and
- (b) that a period of not less than five years has elapsed from the date upon which the applicant obtained a qualification prescribed under section 19(1) of the Act or a qualification referred to in section 22(1)(a) of the Act.

**Registrable additional qualifications**

5. The following qualifications may be registered as additional qualifications under section 32 of the Act, subject to compliance with the requirements of the Act and these regulations:

- (a) Master of Technology in Medical Technology (M Tech);
- (b) Master in Medical laboratory science;
- (c) Doctorate of Technology in Medical Technology (D Tech); and
- (d) Doctor in Medical laboratory science.

**Requirements for registration of an additional qualification**

6. (1) A medical laboratory scientist who wishes to have an additional qualification entered into the register must submit to the registrar an application in accordance with subsections (2) and (3) of section 32 of the Act.

(2) An application referred to in subregulation (1) must be accompanied, in addition to the documents and particulars specified in section 32(3) of the Act, by documentary proof that the applicant obtained a higher degree from an educational institution, or from any other examining authority referred to in section 19(4) of the Act and which qualification is of a standard acceptable to the Council.

**Register of medical laboratory scientists**

7. The register of medical laboratory scientists established and kept in accordance with subsection (2) of section 24 of the Act, must in addition to the particulars specified by subsection (3) of that section, contain the particulars of the specialities and additional qualifications entered against the name of the medical technologist concerned in accordance with section 32(4) of the Act, including any change in any of the particulars recorded in the register.

**Restoration of name to register**

8. (1) A person whose name has been removed from a register in accordance with section 25 of the Act and who wishes to have his or her name restored to such register in accordance

with section 26 of the Act, must apply to the Council for such restoration in accordance with section 26(1) of the Act.

(2) An application referred to in subregulation (1) must comply with subregulation (3) and section 26(2) of the Act.

(3) The following documents must accompany an application referred to in subregulation (1) :

(a) the original registration certificate issued under section 21(4)(b) of the Act, or if for any reason the original certificate cannot be submitted, proof to the satisfaction of the Council that the applicant was so registered; and

(b) a declaration by two medical laboratory scientists confirming the identity and good character of the applicant in such form as the Council may determine.

### **Language of forms and documents**

9. (1) A form or document required to be submitted to the Council or to the registrar in terms of these regulations must be in the English language and subject to subregulation (2).

(2) A form or document referred to in subregulation (1) that is not in the English language must be accompanied by a sworn translation of the form or document in English, which translation must be acceptable to the Council.

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