

BOARD NOTICE 278 OF 2022**HEALTH PROFESSIONS COUNCIL OF SOUTH AFRICA****HEALTH PROFESSIONS ACT, 1974 (ACT NO. 56 OF 1974)****PROPOSED AMENDMENTS TO THE ETHICAL RULES OF CONDUCT
FOR PRACTITIONERS REGISTERED UNDER THE HEALTH
PROFESSIONS ACT, 1974**

The Health Professions Council of South Africa intends, in consultation with the professional boards under sections 49(1) read together with section 61A (2) of the Health Professions Act, 1974 (Act No. 56 of 1974), to amend the Ethical Rules published under Government Notice R717 in Government Gazette No. 29079 of 4 August 2006, as amended, in the manner as it appears in the schedule below.

Interested persons are invited to submit any substantiated written comments or representations on the proposed amendments to the Registrar, Health Professions Council of South Africa (for the attention of the Legal Advisor: Legislative Drafting) within three months of the date of publication of this notice by-

- (a) posting them to PO Box 205, Pretoria, 0001;
- (b) delivering them by hand at 553 Vermeulen Street, Arcadia, Pretoria, 0002; or
- (c) e-mailing them to: ntsanem@hpcsa.co.za.

Comments received after the closing date may not be considered.

GENERAL EXPLANATORY NOTE

[] Words or phrases in bold type square brackets indicate omissions or deletions from existing enactments; and

_____ Words or phrases underlined with a solid line indicate insertions in existing enactments.

SCHEDULE**Definitions**

1. In this Schedule, Ethical Rules means the Ethical Rules of Conduct for Practitioners Registered Under the Health Professions Act, 1974, published under Government Notice R717 in Government Gazette No. 29079 of 4 August 2006, as amended by Government Notice R68 in Government Gazette No. 31825 of 2 February 2009, Government Notice R654 in Government Gazette No. 33400 of 30 July 2010, Board Notice R26 in Government Gazette No. 36183 of 01 March 2013, and any word or expression to which a meaning has been assigned in the Ethical Rules shall have that meaning.

Amendment of Ethical Rule 7

- 2 Ethical Rule 7 is hereby amended by the addition of the following sub-rule:

“(6) Notwithstanding anything contained in sub-rule (4) and sub-rule (5) above, a practitioner may share, charge or receive fees from another practitioner, provided that in such an instance, there is an express agreement, arrangement or model of rendering multi-disciplinary based health-care services to patients which is structured to contain costs of rendering health-care services, enhance access to appropriate, high quality health-care services or products, and that such agreement, arrangement or model of rendering multi-disciplinary based health-care services to patients has been approved by council prior to its implementation.”