

No. 5 12

**NURSES REGISTRATION ACT
(CHAPTER 140)**

NURSES REGISTRATION REGULATIONS, 2014

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NURSES REGISTRATION ACT
(CHAPTER 140)

NURSES REGISTRATION REGULATIONS, 2014

In exercise of the power conferred by section 4 of the Nurses Registration Act, the Minister of Health, with the approval of His Majesty the Sultan and Yang Di-Pertuan, hereby makes the following Regulations —

Citation and commencement.

1. These Regulations may be cited as the Nurses Registration Regulations, 2014 and shall commence on 1st March 2014.

Interpretation.

2. In these Regulations, unless the context otherwise requires —

“Registrar” means the Registrar of Nurses referred to in section 2B.

Qualifications for registration.

3. No person shall be registered in the Register unless —

(a) he holds a certificate to show that he has undergone such training in such institutions as the Board may approve and for such duration as the Board may determine; or

(b) he has passed such examinations as the Board may conduct pursuant to regulation 14.

Application for registration.

4. (1) Any person who wishes to be registered in the Register shall apply to the Board in such form and accompanied by such documents and particulars, as the Board may determine.

(2) Upon being satisfied with the application and upon payment of the fee prescribed in the Schedule, the Board shall direct the Registrar to enter the name of the applicant in the Register.

Refusal to register.

5. (1) The Board shall direct the Registrar not to enter in the Register the name of any applicant who —

(a) has been convicted of any offence which in the opinion of the Board renders him or her unfit to be registered;

(b) after due inquiry by the Board, has been found by the Board to have been guilty of infamous conduct in any professional respect or otherwise not of good character and reputation; or

(c) in the opinion of the Board, is unable to carry out the duties of a nurse effectively in Brunei Darussalam.

(2) No direction shall be given under sub-regulation (1) unless the Board has given the applicant a notice in writing of its intention to do so and an opportunity of being heard either personally or by counsel.

(3) A direction under sub-regulation (1) shall not take effect until the expiration of 30 days from the date on which the direction was communicated to the applicant in writing or, where an appeal against the direction has been made under section 6(1), until the appeal has been determined or withdrawn.

Issue of Certificate of Registration.

6. (1) Where a person has had his name entered in the Register pursuant to regulation 4(2), the Board shall direct the Registrar to issue to him a Certificate of Registration and a badge, in such form and subject to such conditions as it may determine.

(2) Any condition referred to in sub-regulation (1) shall be endorsed on the Certificate of Registration.

Entry of higher qualifications.

7. Any registered nurse who has obtained any higher nursing qualification than the qualification in respect of which he has been registered shall be entitled to have such higher qualification inserted in the Register in substitution for or in addition to the qualification previously registered.

Practising certificate.

8. (1) A registered nurse who desires to obtain a practising certificate shall apply to the Board in such form and manner as the Board may determine.

(2) The application referred to in sub-regulation (1) shall be accompanied by the fee prescribed in the Schedule.

(3) A practising certificate shall be valid for such period as the Board may determine.

(4) An application for the renewal of a practising certificate shall be made no later than 30 days before the expiration of the practising certificate and shall be made in such form and manner as the Board may determine.

(5) A registered nurse who applies for a practising certificate later than 30 days before the expiration of the practising certificate shall be liable to pay to the Board such late application fee as may be prescribed in the Schedule.

(6) The Board may refuse —

(a) to issue a practising certificate to a registered nurse; or

(b) to renew the practising certificate of a registered nurse,

if the registered nurse fails to comply with any condition which may be imposed as the Board may determine.

(7) Where a registered nurse has had his name removed from the Register on any of the grounds specified in regulation 11 or suspended under regulation 12, he shall surrender his practising certificate to the Board within 14 days of such removal and his practising certificate shall be cancelled.

(8) Any person who fails to comply with sub-regulation (7) is guilty of an offence and liable on conviction to a fine not exceeding \$500.

Temporary permit to practise.

9. (1) Notwithstanding anything to the contrary in these Regulations, the Board may, upon application in writing, issue to any person who is a nurse registered outside Brunei Darussalam, a temporary permit to practise in Brunei Darussalam as a nurse subject to such conditions as the Board may specify in such permit for a period not exceeding one year, and such permit shall not be renewable upon its expiry.

(2) The holder of a temporary permit to practise, while the permit remains in force subject to the conditions therein, shall be considered for the purposes of the Act, to be registered.

(3) The Board may, at any time, cancel any temporary permit to practise issued under sub-regulation (1) without assigning any reason therefor and the permit shall thereupon cease to be in force.

Changes in Register.

10. (1) Any change in the name, address and any other particulars of any registered nurse shall be notified by him within 14 days of such change to the Registrar, who shall thereupon amend the Register accordingly.

(2) Where any such change affects any particular that has been printed on a certificate, the certificate shall accompany the notice referred to in sub-regulation (1), to be surrendered to the Board for cancellation and upon payment of the fee prescribed in the Schedule, the Board shall, as soon as practicable, issue a replacement certificate.

(3) In this regulation, "certificate" means a Certificate of Registration and a practising certificate.

Removal of name from Register.

11. (1) The Board may direct the Registrar to remove the name of any nurse from the Register if —

(a) he has died;

(b) he has ceased to practise;

(c) in the opinion of the Board, his registration has been obtained by fraud or misrepresentation;

(d) he has been registered through an error as to his qualification for registration;

(e) his qualification for registration has been withdrawn, suspended or cancelled by the authority through which it was acquired or by which it was awarded;

(f) he has been convicted of an offence which in the opinion of the Board renders him unfit to remain in the Register;

(g) he has been found guilty of any misconduct or negligence which in the opinion of the Board renders him unfit to remain in the Register;

(h) he is suffering from ill-health which in the opinion of the Board would render him permanently unfit to perform the functions of a nurse.

(2) No direction shall be given under sub-regulation (1), other than by virtue of paragraph (a), unless the Board has given the nurse a notice in writing of its intention to do so and an opportunity of being heard either personally or by counsel.

(3) A direction under sub-regulation (1), other than by virtue of paragraph (a), shall not take effect until the expiration of 14 days from the date on which the direction was communicated to the nurse in writing or, where an appeal against the direction has been made under section 6(1), until the appeal has been determined or withdrawn.

(4) Any direction under sub-regulation (1) has the effect of cancelling the Certificate of Registration from the date such direction takes effect.

(5) Any person whose name is directed to be removed from the Register under sub-regulation (1) shall, within 14 days of the giving of the direction, surrender to the Board the Certificate of Registration, and if he fails to do so, is guilty of an offence and liable on conviction to a fine of not exceeding \$500.

Suspension of registration.

12. The Board may, instead of giving a direction to the Registrar to remove the name of a nurse from the Register under regulation 11(1), suspend the registration of that nurse for a period not exceeding 12 months and an endorsement shall accordingly be made by the Registrar against the name of that nurse in the Register.

Restoration of name to Register.

13. The Board may restore to the Register the name of any nurse removed therefrom, other than under paragraphs (a), (c) and (d) of regulation 11(1), subject to such conditions as the Board may determine, upon application in such form and on payment of the fee prescribed in the Schedule.

Examinations.

14. The Board may conduct such examinations as it thinks necessary to enable persons to be qualified to be registered.

Replacement of lost or defaced certificate or badge.

15. (1) Where it is proved to the satisfaction of the Board that a certificate or a badge has been lost, destroyed or so mutilated or defaced as to be illegible, the Board may, on receipt of an application in such form as it may determine and on payment of the fee prescribed in the Schedule, issue a replacement certificate or a replacement badge, as the case may be, to the applicant, and the replacement certificate so issued shall have the same effect as the original.

(2) If at any time after the issue of a replacement certificate or a replacement badge, as the case may be, the original certificate or the original badge is found, the person to whom the original certificate or the original badge was issued shall return the original certificate or original badge to the Board immediately.

(3) In this regulation, "certificate" means a Certificate of Registration and a practising certificate.

Fees.

16. The fees specified in the Schedule shall be paid in respect of the matters to which they relate.

SCHEDULE	regulations 4(2), 8(2), 8(5), 10(2), 13, 15(1) and 16
FEES	
Registration fee	\$75
Practising certificate	\$25 per year
Fee for late renewal of practising certificate:	
(a) 30 day or more	\$10
(b) 60 days or more	\$12 and \$2 for every subsequent day during which the default continues
Replacement of Certificate of Registration	\$25
Replacement of practising certificate	\$25
Replacement badge	\$25
Certificate of verification of registration for purposes of registration outside Brunei Darussalam	\$20
Letter of good standing	\$50

Made this 10th. day of Jamadilakhir, 1435 Hijriah corresponding to the 10th. day of April, 2014.

PEHIN ORANG KAYA JOHAN PAHLAWAN DATO SERI SETIA
AWANG HAJI ADANAN BIN BEGAWAN PEHIN SIRAJA KHATIB
DATO SERI SETIA AWANG HAJI MOHD. YUSOF,
Minister of Health,
Brunei Darussalam.