



NURSING (VALIDATION) ACT 1992

No. 55 of 1992

TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Validation

AN ACT to validate acts done or omitted by persons acting in the office of Registrar of Nurses and for related purposes

[Royal Assent 21 December]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title

1—This Act may be cited as the *Nursing (Validation) Act 1992*.

Commencement

2—This Act commences on the day on which it receives the Royal Assent.

Validation

3—(1) In this section—

“**acting registrar**” means a person who, during the period commencing on 17 February 1990 and ending on 25 October 1992, purported to perform the functions and exercise the powers of the Registrar of Nurses;

“**Board**” means the Nursing Board of Tasmania;

“**Principal Act**” means the *Nursing Act 1987**;

“**register**” has the same meaning as in the Principal Act;

“**Registrar of Nurses**” means a Registrar of Nurses appointed pursuant to section 7 of the Principal Act;

“**relevant period**” means the period during which an acting registrar is purportedly performing the functions and exercising the powers of a Registrar of Nurses;

“**roll**” has the same meaning as in the Principal Act.

(2) A person purporting to perform the functions and exercise the powers of Registrar of Nurses during the period commencing on 17 February 1990 and ending on 25 October 1992 is taken—

(a) to have been appointed as Registrar of Nurses; and

(b) to have held the office of Registrar of Nurses during the period in which that person was so purporting to perform those functions and exercise those powers.

(3) During the relevant period, any information entered into or omitted from the register or roll by an acting registrar, and a record made or kept by an acting registrar, is as validly entered, omitted, made or kept as if it had been entered, omitted, made or kept by a Registrar of Nurses.

(4) An authorization or a direction given by the Board to an acting registrar during the relevant period is as valid as if it had been given to a Registrar of Nurses.

(5) The cancellation or suspension by the Board of—

(a) a purported registration or enrolment of a nurse during the relevant period by an acting registrar; and

(b) a purported certificate issued during the relevant period by an acting registrar—

is as valid as if it were the cancellation or suspension of a registration or enrolment, and a certificate issued, by a Registrar of Nurses.

* No. 65 of 1987. Amended by No. 5 of 1990 and No. 46 of 1991.

(6) An act or thing done or omitted during the relevant period—

(a) by an acting registrar; or

(b) in relation to an acting registrar; or

(c) in relation to an act or thing done or omitted by an acting registrar—

is as valid as if it had been done or omitted by a Registrar of Nurses.

