

TASMANIA.



1918.

ANNO NONO

GEORGI V. REGIS.

No. 9.

ANALYSIS.

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| <p>1. Short title and incorporation with 3 Edw. VII. No. 37.</p> <p>2. Amendment of Section 41c inserted in Principal Act by No. 64 of 1917.</p> <p>Provision as to chemists dispensing prescriptions.</p> | <p>3. If patient suffering from disease intends to marry, information may be given to the other party to proposed marriage.</p> <p>Amendment of Section 41h inserted in Principal Act by No. 64 of 1917.</p> <p>4. Amendment of Section 41k inserted in Principal Act by No. 64 of 1917.</p> |
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AN ACT to further amend "The Public Health Act, 1903," and for other purposes. A.D. 1918.  
 [14 October, 1918.]

**B**E 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:—

**1** This Act may be cited as "The Public Health Act, 1918," and shall be incorporated with and construed as one with "The Public Health Act, 1903" (in this Act referred to as the Principal Act) and every amendment thereof. Short title and incorporation with 3 Ed. VII. No. 37.

*Public Health.*

A.D. 1918.

Amendment of  
Section 41c  
inserted in Prin-  
cipal Act by No.  
64 of 1917.

Provision as to  
chemists dispen-  
sing prescriptions.

Cf. No. 2858 of  
1916, s. 5 (3)  
(Vic.).

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cipal Act by No.  
64 of 1917.

Cf. s. 159 (8) of  
Consolidated  
Health Acts of  
1917, Appendix  
C (Q.).

Amendment of  
Section 41k  
inserted in Prin-  
cipal Act by No.  
64 of 1917.

**2** Section **41c** of the Principal Act is hereby amended by omitting Subsection (2) thereof, and substituting the following therefor :—

“(2) This section shall not apply to a registered pharmaceutical chemist :—

- i. Who dispenses to the patient of a medical practitioner the prescription of such practitioner if such prescription is dated and bears the address and usual signature (including the surname) of such practitioner; or
- ii. Who sells or supplies any drug or medicine (except such drugs or medicines as are specified by regulations under this Part of this Act) in the ordinary course of his business, provided that such drug or medicine is not prescribed, sold, or supplied by such chemist for or to any person suffering from any venereal disease for the purpose of curing, alleviating, or treating such disease.”

**3** Section **41h** of the Principal Act is hereby amended :—

- i. By inserting the figure “(1)” immediately before the word “Every” at the commencement of the section :
- ii. By adding thereto the following Subsection (2) :—

“(2) If such practitioner has reason to believe that a patient who is suffering from venereal disease intends, notwithstanding such warning, to contract marriage, he shall forthwith notify such belief to the Chief Health Officer, who shall thereupon inform any person he believes to be the other party to the proposed marriage, that the patient is suffering from such disease, or he shall give the like information to any parent or guardian of such party.

The Chief Health Officer may also take such further action as he deems necessary in accordance with the provisions of this Act. No medical practitioner shall incur any liability as for defamation under ‘The Defamation Act, 1895,’ or otherwise, for making any such notification to the Chief Health Officer in good faith and without malice.”

**4** Subsection (1) of Section **41k** of the Principal Act is hereby amended by inserting at the end of the subsection the following words :—

“And if such person does not within Seven days after the service of such order upon him give notice to the Chief Health Officer in writing of the name and address of a medical practitioner under whose care he has placed himself for treatment, he shall for the purposes of this Part be deemed to be and be liable to be dealt with as a person suffering from venereal disease who has not placed himself under the care of a medical practitioner.

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*Public Health.*

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If any such person gives notice to the Chief Health Officer in writing of the name and address of a medical practitioner under whose care he has placed himself for treatment, the medical practitioner so named, notwithstanding anything to the contrary contained in this Act, shall be at liberty to, and shall, in answer to any inquiry made by the Chief Health Officer, inform him whether such person is or is not being attended or treated by such medical practitioner for venereal disease." A.D. 1918.

