

ODISHA ACT 7 OF 1938

THE ODISHA NURSES AND MID-WIVES REGISTRATION ACT, 1938

(8th July 1938)

AN ACT TO PROVIDE FOR THE REGISTRATION AND BETTER TRAINING OF NURSES, HEALTH VISITORS, MIDWIVES AND DAIS IN ODISHA.

Preamble.

WHEREAS it is expedient to provide for the registration of nurses, health visitors, midwives and dais in Orissa and to secure their better training; It is hereby enacted as follows:—

CHAPTER I.
PRELIMINARY.

Short title, extent and commencement.

1. (1) This Act may be called the Orissa Nurses and Midwives Registration Act, 1938.

(2) It shall extend to the whole of the Province of Orissa.

(3) It shall come into force from such date as the Provincial Government may, by notification, appoint.

Definitions.

2. In this Act, unless there is anything repugnant in the subject or context,—

(a) "Council" means the Orissa Nurses and Midwives Registration Council established under section 3 of this Act;

(b) "dai" means any person whether following hereditary occupation or not, who ordinarily practises midwifery for gain and who has not passed any of the examinations in midwifery recognised by the Council;

- (c) "health visitor" means a person who has obtained the health visitors' certification of a recognised health school or such other equivalent certificate as the Provincial Government may notify in this behalf;
- (d) "Medical Council" means the Orissa Council of Medical Registration established under the Orissa Medical Regulation, 1936; Regulation no. II of 1936.
- (e) "midwife" means a person who has been granted a diploma of midwifery recognised by the Council or who has been registered under clause (b) of sub-section (2) of section 10;
- (f) "nurse" means a person who holds a certificate in nursing from any institution recognised in this behalf by the Provincial Government;
- (g) "prescribed" means prescribed by rules, regulations or by-laws made under this Act;
- (h) "register" means a register maintained under section 11;
- (i) "registered" means registered in accordance with the provisions of section 10;
- (j) "registered medical practitioner" means a person registered under the Orissa Medical Regulation, 1936; Regulation no. II of 1936.
- (k) "trained dai" means a dai who has been granted a training certificate under the by-laws made by the Council or who has been registered on an application made under clause (d) of sub-section (1) of section 10; and

- (1) "unregistered" means not registered in accordance with the provisions of section 10.

CHAPTER II.

CONSTITUTION OF COUNCIL, APPOINTMENT OF OFFICE-BEARERS AND THE MAKING OF REGULATIONS.

Constitution of the Orissa Nurses and Midwives Registration Council.

3. (1) There shall be established a Council, to be known as the Orissa Nurses and Midwives Registration Council, which shall be a body corporate having perpetual succession and a common seal and shall by the said name sue and be sued.

(2) The Council shall consist of the following members:—

- (i) The Director of Health and Prisons Services, Orissa, ex-officio, who shall be the President of the Council.
- (ii) The Superintendent of the Cuttack General Hospital, ex-officio.
- (iii) The Teacher of Midwifery, Orissa Medical School, ex-officio.
- (iv) Two Nursing Superintendents of recognised training centres for nurses in the Province of whom the Nursing Superintendent of the Cuttack General Hospital shall be ex-officio, and the other shall be nominated by the Provincial Government.

Explanation: 'A recognised training centre for nurses' is a place with a hospital of not less than 45 beds and a minimum of 500 inpatients annually, under a fully trained Nursing Superintendent, with a

a
the
ation
ol or
ficate
ment

s the
Regis-
the
1936; Regulation
no. II of 1936.

who
ma of
the
regis-
ib-sec

who
ursing
nised
vincial

scribed
by-laws

register
II;

red in
visions

tioner"
l under
ulation, Regulation
no. II of 1936.

ai who
training
by-laws
who has
lication
of sub-
and