

# HEALTH PROFESSIONS ACT 56 OF 1974

## REGULATIONS RELATING TO THE REGISTRATION OF PSYCHOLOGISTS RESTRICTED TO NON-CLINICAL PRACTICE

Published under Government Notice 369 in *Government Gazette* 26161 of 26 March 2004.

The Minister of Health has, in terms of [section 18](#) of the Health Professions Act, 1974 (Act No. 56 of 1974), and in consultation with the Health Professions Council of South Africa, made the regulations in the Schedule.

### SCHEDULE

- [1. Definitions](#)
- [2. Establishment of a registration category for non-clinical practice](#)
- [3. Registration in the category non-clinical practice](#)
- [4. Limited involvement in health care matters](#)
- [5. Restoration to any other register](#)
- [6. Exemption from compliance with requirements of continuing professional development](#)

#### 1. Definitions

In these Regulations any expression to which a meaning has been assigned in the Act, shall bear such meaning, and, unless inconsistent with the context -

“**board**” means the Professional Board for Psychology established in terms of [section 15\(1\)](#) of the Act;

“**council**” means the Health Professions Council established in terms of [section 2](#) of the Act;

“**ill-health**” means a physical or mental condition falling within the international classification of disorders which has a direct or an indirect impact on the physical and/or psychological functioning of a practitioner;

“**non-clinical practice**” means a practice that does not involve the management of individuals or groups by:

- (a) taking the medical history of a patient or group;
- (b) administering or interpreting or both administering and interpreting psychometric tests;
- (c) rendering psychotherapeutic or counselling services; and

- (d) performing any other function that falls within the scope of practice of a psychologist or psychometrist engaged in clinical practice;

**“psychologist”** means a person registered as such under this Act, and for the purpose of these regulations, also includes a registered counsellor, a psychometrist and a psychotechnician;

**“section”** means a section of the Act; and

**“the Act”** means the Health Professions Act, 1974(Act No. 56 of 1974)

## **2. Establishment of a registration category for non-clinical practice**

A registration category for psychologists who are restricted to non-clinical practice in psychology is hereby established.

## **3. Registration in the category non-clinical practice**

The registrar may register any person who is registered as a psychologist under the Act in the category non-clinical practice, if such a person-

- (a) applies to be registered in that category;
- (b) submits an affidavit that he or she is not practising as a psychologist;
- (c) failed to comply with the requirements contemplated in [section 26](#) of the Act;
- (d) is restricted in terms of the regulations made under [section 51](#) of the Act by the health committee of the council to non-clinical practice due to the nature and severity of his or her impairment;
- (e) is unable to practise his or her profession due to ill-health.

## **4. Limited involvement in health care matters**

A psychologist registered in the category non-clinical practice may not be involved in acts specified in section 37(2) of the Act but may be engaged in providing advice in health care matters.

## **5. Restoration to any other register**

A psychologist registered in the category non-clinical practice may apply to the board to have his or her name restored to a register for which he or she qualifies, subject to compliance with the requirements and conditions which may be specified by the board for such restoration.

**6. Exemption from compliance with requirements of continuing professional development**

A psychologist registered in the category non-clinical practice shall be exempted by the board from complying with the requirements of continuing professional development.

(Signed)

**MINISTER OF HEALTH**