



Western Australia

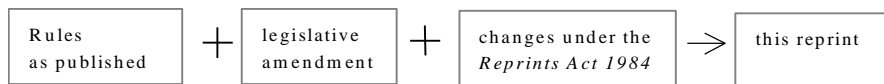
Physiotherapists Act 1950

Physiotherapists Registration Board Rules 1952

Reprint 1: The Rules as at 9 May 2003

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original rules and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Transitional, savings, or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the rules being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

Notes amongst text (italicised and within square brackets)

1. If the reprint includes a rule that was inserted, or has been amended, since the rules being reprinted were made, editorial notes at the foot of the rule give some history of how the rule came to be as it is. If the rule replaced an earlier rule, no history of the earlier rule is given (the full history of the rules is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
 - removed (because it was repealed or deleted from the law); or
 - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

Reprint numbering and date

1. The reprint number (in the footer of each page of the document) shows how many times the rules have been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3rd reprint since the rules were published. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the rules are reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.



Reprinted under the
Reprints Act 1984 as
at 9 May 2003

Western Australia

Physiotherapists Registration Board Rules 1952

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Physiotherapists Act 1950

Physiotherapists Registration Board Rules 1952

Part I

Citation

1. Citation

These rules may be cited as the *Physiotherapists Registration Board Rules 1952*¹.

[Rule 1 inserted in Gazette 23 Nov 1984 p. 3761.]

Meetings and proceedings of the Board

1A. Ordinary meetings

The ordinary meeting of the Board shall be held on the third Friday of each month at such time and place as the Board may appoint. Provided that should the third Friday of any month fall on a public holiday or for any other sufficient reason, the Board may, by resolution appoint some other day to be the day on which the ordinary meeting in that month shall be held.

[Rule 1A, formerly rule 1, renumbered as rule 1A in Gazette 18 Jan 2000 p. 307.]

2. Special meetings

A special meeting of the Board shall be summoned by the Registrar on the written requisition of the Chairman or of any 3 members. Such meeting shall be held within 7 days of the receipt of the requisition by the Registrar.

3. Extraordinary meetings

An extraordinary meeting shall be convened by the Registrar for the purpose of hearing an enquiry into any complaint made against any physiotherapist.

4. Notice of meetings

In the case of ordinary and extraordinary meetings, 7 days, and in the case of special meetings, 3 days notice in writing shall be given by the Registrar of every meeting. The notice shall indicate briefly the business to be transacted.

5. Absence of quorum

If at the expiration of 15 minutes after the time appointed for any meeting there is not a quorum present, the meeting of the Board and all business shall stand adjourned to the next meeting.

6. Committee

- (1) The Board may from time to time appoint from among themselves a committee, of not less than 3, any 2 of whom shall form a quorum, to investigate and report to the Board on any matter. The Board may dissolve any committee and may remove any member thereof and appoint another member to fill the vacancy.
- (2) The Chairman for the time being shall be *ex officio* a member of every committee so appointed and if present shall preside. In the absence of the Chairman the committee shall elect one of its members to preside.

7. Meeting procedure

- (1) Notice of every motion or resolution intended to be proposed at any ordinary meeting shall be given to the Registrar in writing at least 14 days before the date set for the next ordinary meeting. Details shall be included in the business paper to be forwarded to each member prior to the meeting.
- (2) Every motion proposed at any meeting shall be seconded before being discussed.
- (3) Every question shall be decided on the voices unless any member demands a show of hands in which case the Chairman shall instruct that a show of hands be taken.
- (4) The Chairman for the time being of the meeting shall have a deliberate vote and in the event of any equality of votes, a casting vote.

8. Order of business

The arrangement of the order of business for each ordinary meeting shall be as follows:

Reading of the minutes of the previous meeting.

Confirmation of minutes of previous meeting.

Registration of physiotherapists.

Recording of students.

Correspondence.

Reports of committees.

Production of bank statement.

Accounts for payment.

Registrar's statement.

Questions.

Notices of motion.

General business.

Any other business that may be properly brought before the Board.

Provided that the Board may, by resolution, vary the order of business on the grounds of urgency or convenience.

9. Written resolutions

A resolution signed by all members of the Board shall be as valid and effectual as if it had been passed at a duly convened meeting.

10. Rescission of resolutions

No resolution arrived at or any act, matter or thing done or authorised by any meeting shall be rescinded or amended at any subsequent meeting unless notice of such intended rescission or amendment be given in the notice convening the meeting at which such rescission or amendment is proposed.

11. Minutes

Minutes of every meeting shall be kept by the Registrar and such minutes when signed by the Chairman of the same or any subsequent meeting shall be binding and conclusive evidence for all purposes and before all courts of the proceedings at such meeting.

Part II

The Registrar

The Registrar shall:

12. Board to appoint Registrar

Be appointed by the Board and hold office subject to the rules and during the pleasure of the Board.

13. Duties of Registrar

Discharge the duties imposed upon the Registrar by the Act.

14. Hours of office

Be in attendance at his office for such hours and days as the Board may from time to time direct.

15. Consultation; keeping of documents

Consult the Chairman on any business requiring attention between the various meetings of the Board and be responsible for the safe custody of all documents and property belonging to the Board.

16. Security

Find security to the satisfaction of the Board for the sum of \$1 000.

[Rule 16 amended by No. 113 of 1965 s. 8(1).]

17. Monthly statement

Present to the Board a monthly statement showing the receipts and expenditure for the past month and prepare and present to the Board a yearly balance sheet in the month of July in every year.

18. Moneys

Receive and be responsible for all moneys payable to the Board and bank same as soon as is practicable.

19. Board may impose other duties

Discharge such other duties as the Board may from time to time direct.

23. Updating Register

The Registrar shall from time to time erase the names of all physiotherapists who have died, and shall make such alterations and amendments to the Register as the Board may direct for the purpose of making the same an accurate record of the names, addresses and qualifications of the physiotherapists.

Part IV

Fees

24. Fees and charges

The following fees shall be charged and shall be payable on demand of the Registrar —

	\$
(a) application for registration as a physiotherapist	50
(b) annual licence fee as a physiotherapist	75
(c) application for an additional qualification to be registered	32
(d) restoration fee, where the Board has withdrawn a name for non-payment of annual licence fee etc.	80
(e) restoration fee following voluntary withdrawal	20
(f) application for a change to the particulars recorded in Register	15
(g) for an extract of entry in the Register	15

[Rule 24 inserted in Gazette 23 Nov 1984 p. 3761; amended in Gazette 24 Oct 1986 p. 3955; 9 Aug 1991 p. 4121; 18 Jan 2000 p. 307-8.]

Part V

Complaints against physiotherapists

25. Who may make a complaint

A complaint against a physiotherapist may be initiated by any person or by resolution of the Board.

26. How to make a complaint

Any person who makes a complaint against a physiotherapist shall lodge with the Registrar a signed statement of the matters complained of and if required by the Board shall give such further particulars in writing and shall make such statutory declarations as to the facts as the Board shall require.

27. Notification of physiotherapist

On receipt of a complaint or on the passing of a resolution by the Board initiating a complaint the Registrar shall forthwith notify the physiotherapist concerned and call on him to lodge with the Registrar within 7 days an answer to such complaint verified by statutory declaration.

28. Registrar to convene meeting

If no answer is received by the Registrar within the time aforesaid or if received is not considered satisfactory by the Board the Registrar shall convene an extraordinary meeting of the Board for the purpose of making due enquiry.

29. Notice of meeting

At least 7 clear days notice of such meeting shall be given by the Registrar to the Members of the Board, the person charged, the complainant and witnesses and such notice shall be sent by registered post or personally served, and shall specify the place, day and hour of the meeting.

30. Notice to include complaint

In every case a copy of the complaint shall be sent to or served with notice of the meeting.

31. Notice to person charged

The notice sent to or served upon the person charged shall state that if the said person neglects to appear at the meeting, he shall be subject to such order as the Board may think fit to make in his absence.

32. When legal representation is permitted

At an extraordinary meeting of the Board for the purpose of making due enquiry in respect of a complaint against a physiotherapist, the physiotherapist and the Board shall represent themselves unless the complaint alleges or, in the opinion of the Board, implies that the physiotherapist is guilty of misconduct in a professional respect in which case the physiotherapist and the Board may be represented by certified legal practitioners under the *Legal Practitioners Act 1893*.

[Rule 32 inserted in Gazette 15 Dec 1989 p. 4544.]

33. Board to inform physiotherapist of right to representation

Where the Board is of the opinion that a complaint implies that a physiotherapist is guilty of misconduct in a professional respect, it shall state that opinion on the notice of the extraordinary meeting to be given to the physiotherapist under rule 29 and inform the physiotherapist of his or her right to legal representation at the meeting.

[Rule 33 inserted in Gazette 15 Dec 1989 p. 4544.]

[Parts VI and VII repealed in Gazette 15 Dec 1989 p. 4544.]

Part VIII

Miscellaneous

46. Common seal

- (a) The Board may adopt a seal known as the Seal of the Board.
- (b) Such seal shall be kept in the custody of the Registrar and deposited at the office of the Board.
- (c) Such seal shall be affixed by the Registrar in the presence of the Chairman of the Board to any writing when authorised by a resolution of the Board and not otherwise.

[Part IX repealed in Gazette 15 Dec 1989 p. 4544.]



Notes

¹ This reprint is a compilation as at 9 May 2003 of the *Physiotherapists Registration Board Rules 1952* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
Untitled rules ²	27 Jun 1952 p. 1581-4	27 Jun 1952
Untitled rules	6 Aug 1954 p. 1351-2	6 Aug 1954
Untitled rules	1 Apr 1955 p. 589	1 Apr 1955
Untitled rules	19 Aug 1955 p. 1955-6	19 Aug 1955
Untitled rules	19 Jul 1956 p. 1782	19 Jul 1956
Untitled rules	31 Oct 1958 p. 2878	31 Oct 1958
Untitled rules	8 Nov 1962 p. 3654	8 Nov 1962
<i>Decimal Currency Act 1965</i> assented to	21 Dec 1965	s. 4-9: 14 Feb 1966 (see s. 2(2)); balance: 21 Dec 1965 (see s. 2(1))
Untitled rules	6 Jan 1966 p. 11-12	6 Jan 1966
Untitled rules	27 Oct 1966 p. 2776-7	27 Oct 1966
Untitled rules	24 Jul 1968 p. 2109	24 Jul 1968
Untitled rules	17 Dec 1969 p. 4104	17 Dec 1969
Untitled rules	29 Jan 1971 p. 301	29 Jan 1971
<i>Physiotherapists Registration Board Amendment Rules 1981</i>	4 Dec 1981 p. 4980	4 Dec 1981
<i>Physiotherapists Registration Board Amendment Rules 1984</i>	23 Nov 1984 p. 3761	1 Jan 1985 (see r. 2)

Physiotherapists Registration Board Rules 1952

Citation	Gazettal	Commencement
<i>Physiotherapists Registration Board Amendment Rules 1986</i>	24 Oct 1986 p. 3955	1 Jan 1987 (see r. 2)
<i>Physiotherapists Registration Board Amendment Rules 1987</i>	6 Feb 1987 p. 322	6 Feb 1987
<i>Physiotherapists Registration Board Amendment Rules 1989</i>	15 Dec 1989 p. 4544	15 Dec 1989
<i>Physiotherapists Registration Board Amendment Rules 1991</i>	9 Aug 1991 p. 4121	9 Aug 1991
<i>Physiotherapists Registration Board Amendment Rules (No. 2) 1999</i>	18 Jan 2000 p. 307-8	18 Jan 2000

Reprint 1: The *Physiotherapists Registration Board Rules 1952* as at 9 May 2003
(includes amendments listed above)

² Now known as the *Physiotherapists Registration Board Rules 1952*; citation added (see note to r. 1).