

WESTERN AUSTRALIA

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DENTAL ACT 1939

# **DENTAL BOARD RULES 1973**

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REPRINTED AS AT 4 JULY 1997

Reprinted under the  
*Reprints Act 1984* as  
at 4 July 1997

WESTERN AUSTRALIA

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DENTAL ACT 1939

## DENTAL BOARD RULES 1973

### PART I — PRELIMINARY

1. These rules may be cited as the *Dental Board Rules 1973*<sup>1</sup>.

[2, 3. *Repealed in Gazette 5 December 1986 p.4461.*]

**PART II — MEETINGS**

4. (1) Where, in order to discharge the business of the Board, it is necessary to hold an ordinary meeting of the Board, the meeting shall be held on the first Friday of the month, at such time and place as the Board appoints; but, if that day is a public holiday or is, for any other sufficient reason, not convenient, the Board may by resolution appoint some other day for the holding of the meeting.

(2) Unless the Board resolves otherwise, the order of business at every ordinary meeting shall be: —

- Confirmation of Minutes of the previous meeting.
- Applications for registration.
- Ordinary Business, including postponed and adjourned matters.
- Special business.
- Correspondence and Committee reports.
- Letters and business arising therefrom.
- Financial statement.
- Accounts for payment.
- Registrar's report.
- Notices of motion.
- Any other competent business.

5. A special meeting of the Board shall be summoned by the Registrar on the written requisition of the President or of any 2 members, and the Registrar shall give 3 days' notice of the meeting and that notice shall indicate briefly the business of the proposed meeting.

6. Every complaint against a registered person shall be dealt with by a special meeting of the Board convened by the Registrar for the purpose.

*[Rule 6 amended in Gazette 31 December 1996 p.7430.]*

7. (1) Four members shall constitute a quorum at any meeting.

(2) Where, after the expiration of 30 minutes from the time appointed for the commencement of a meeting, a quorum is not present, the meeting shall be adjourned to such day and time, being not more than 7 days from the date of the adjourned meeting, and to such place as the members, or a majority of the members, or, if only one, as that member and the Registrar, then present shall appoint; and notice of that meeting shall be given in the manner prescribed by rule 5 of these rules for special meetings.

8. A resolution, act, matter or thing done or authorized to be done at a prior meeting shall not be rescinded or amended at any subsequent meeting, unless notice of the intended rescission or amendment is contained in a notice given to members in the manner prescribed by rule 5 of those rules for special meetings.

9. Minutes of every meeting shall be kept by the Registrar and those minutes, if and when confirmed, shall constitute a record of the proceedings to which they relate.

10. Proceedings at any meeting of the Board are not invalidated by reason only of the omission to give due notice of the meeting to one or more members of the Board or of the non-receipt of a notice by a member.

**PART III — THE REGISTRAR**

11. The Registrar appointed to that office by the Board shall —
- (a) hold office subject to the Act and these rules and during the pleasure of the Board;
  - (b) discharge the duties imposed upon him by the Act and these rules;
  - (c) be in attendance at his office on such days and during such hours as the Board directs;
  - (d) consult the President on any business requiring attention between meetings of the Board;
  - (e) be responsible for the safe custody of all documents and property belonging to the Board;
  - (f) present at every ordinary meeting of the Board a statement of the financial transactions of the Board since the presentation of the last prior statement, together with such proof of moneys held or deposited on behalf of the Board, as the Board may require;
  - (g) present a balance sheet of the affairs of the Board to 30 June each year, at the ordinary meeting of the Board held in the month of August in that year.
  - (h) within 2 working days after the receipt of any moneys payable to the Board, pay those moneys to the credit of the Board at such Bank as the Board may, from time to time, direct; and
  - (i) discharge such other duties as the Board may, from time to time, direct.

**PART IV — THE REGISTER**

[12. *Repealed in Gazette 31 December 1996 p.7429.*]

13. The Register shall be open to inspection by any person at the office of the Registrar, between the hours of 10 o'clock and 11 o'clock in the forenoon on every Monday, Wednesday and Friday (holidays excepted), on payment of a fee of 50 cents, as provided by section 22 of the Act.

**PART V — REGISTRATION OF DENTISTS OR DENTAL THERAPISTS**

**Prescribed training**

14. (1) For the purposes of the sections of the Act listed in the Table to this subrule the courses of training provided by the institutions set out in the Table are prescribed.

TABLE

Section	Course	Institution
44B (3) (a) (i)	Associate Diploma in Dental Therapy	Curtin University of Technology
44C (2) (a) (i)	Associate Degree in Dental Hygiene	Curtin University of Technology

(2) For the purposes of the sections of the Act listed in the Table to subrule (1) the examinations set as part of the courses of training set out in that Table are prescribed.

[Rule 14 inserted in Gazette 31 December 1996 pp.7429-30.]

15. A person desiring to be registered as a registered person shall: —

- (a) make an application on Form 2;
- (b) tender the registration fee prescribed by the Second Schedule to these rules;
- (c) produce proof of his or her identity to the satisfaction of the Board;
- (d) lodge with the Board the relevant diplomas, degrees or certificates, and any other evidence the Board may require in support of the application.

[Rule 15 amended in Gazette 31 December 1996 p.7430.]

16. For the purposes of considering an application for registration the Board may require the applicant —

- (a) to attend a meeting of the Board and there produce such further evidence as may be required by the Board, in support of the application and there answer any relevant question put to him by the Board; and
- (b) to support any document or statement relating to the application, by making a statutory declaration as to the validity and correctness of the document or statement.

17. A person who is registered by the Board as a registered person shall be issued with a Certificate of Registration in Form 3.

*[Rule 17 amended in Gazette 31 December 1996 p.7430.]*

18. A registered person shall notify the Registrar of any change of address within 14 days of such change.

*[Rule 18 amended in Gazette 31 December 1996 p.7430.]*

19. A person requiring his name to be withdrawn from the Register may make application in Form 4.

20. Any person requiring his name to be re-entered in the Register shall —

- (a) make application in either Form 5 or Form 6 as the case may require; and
- (b) pay the fee prescribed therefor by the Second Schedule to these rules.

21. A person may make an application in Form 7 for a written statement of the reasons of the Board for —

- (a) its refusal to register him;



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- (b) causing his name to be struck off the Register;
- (c) its refusal to re-enter his name in the Register;
- (d) his suspension; or
- (e) the imposition of a penalty.

**PART VI — PRACTICE OF DENTISTRY AND DENTAL SPECIALTIES**

*[Heading amended in Gazette 4 May 1979 p.1145.]*

**Restrictions on advertising and soliciting**

- 22.** (1) A dentist shall not —
- (a) advertise, or cause or permit to be advertised, the dentist's practice, other than in accordance with these rules;
  - (b) pay, or agree to pay, a remuneration of any kind for the direct or indirect introduction of patients or for the services of any person acting as an intermediary for the procuring of patients; or
  - (c) solicit patients or dental work, whether personally, by means of canvassers, by the distribution of cards, or otherwise.
- (2) A dentist shall not —
- (a) be a party to any form of advertisement or display relating to the dentist's practice that does not conform with these rules; or
  - (b) practise from a place where the plates, notices or signs do not conform with these rules.
- (3) Where a dentist practises under a firm name authorized by a permit granted by the Board, the dentist may only advertise under the authorized firm name or the dentist's proper or usual name.

*[Rule 22 inserted in Gazette 23 February 1996 p.653.]*

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**Advertising — publications**

**22A.** (1) Subject to this rule and rule 22B, a dentist may advertise the dentist's practice in any book, pamphlet, brochure, newspaper, magazine, periodical, journal, gazette, directory, or other printed material.

(2) A dentist shall not advertise under subrule (1) more than 12 times in any calendar year.

(3) Where 2 or more dentists practice at the same location, an advertisement advertising the practice of one or more of them (or if they practice as a firm, advertising the firm) is taken to be an advertisement advertising the practice of each of them.

(4) An advertisement under subrule (1) is not to include information other than —

- (a) the name, and the qualifications that appear in the register, of each dentist in the practice;
  - (b) the firm name authorized by the Board (if any);
  - (c) the addresses and telephone numbers of the practice;
  - (d) the availability of services at the practice, being —
    - (i) hours of business;
    - (ii) languages spoken; and
    - (iii) information as to the provision of emergency treatment;
- and
- (e) where applicable, an announcement of the commencement or resumption of practice.

(5) An advertisement under subrule (1), other than an advertisement to which rule 22B (6) (b) applies, is to be no larger than one sixteenth of the page on which it appears.

*[Rule 22A inserted in Gazette 23 February 1996 pp.653-4.]*

**Advertising — directories**

**22B.** (1) An entry in a general alphabetical directory which does not classify its entries by subject matter may be placed under —

- (a) the name of the dentist;
- (b) the firm name (if any); or
- (c) both names.

(2) An entry in a directory which classifies its entries by subject matter may be placed —

- (a) under the heading “Dentists”, or the appropriate specialty heading, under —
  - (i) the name of the dentist;
  - (ii) the firm name (if any); or
  - (iii) both names;

and

- (b) if the directory also provides a listing of entries classified by location, in that listing under either —
  - (i) the name of the dentist, in which case the entry may include the firm name of the dentist’s practice (if any); or
  - (ii) the firm name (if any), in which case the entry may include the names of the dentists who comprise, or work for, that firm,

but not both.

(3) A dentist may only place one entry in the listing referred to in subrule (2) (b) for each place where the dentist practises.

(4) Where 2 or more dentists practise at the same location, an entry in a listing referred to in subrule (2) (b) advertising the practice of one or more of them (or if they practice as a firm, advertising the firm) is taken to be an advertisement advertising the practice of each of them.

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(5) An entry referred to in subrule (1) is to be in ordinary 6 point type or bold 6 point type.

(6) An entry referred to in subrule (2) is to be no larger than —

- (a) if the page on which it appears is A5 size or larger, one sixteenth of that page; or
- (b) if the page on which it appears is smaller than A5 size, one eighth of that page.

*[Rule 22B inserted in Gazette 23 February 1996 pp.654-5.]*

**Communication with profession and patients**

**22C.** Rules 22 and 22A do not apply to written communications by a dentist with members of the dental profession and *bona fide* patients on matters relating to the practise of dentistry.

*[Rule 22C inserted in Gazette 23 February 1996 p.655.]*

**Publication of information**

**22D.** A dentist shall not engage in the publishing of information in relation to the dentist's practice that —

- (a) is false in a material particular;
- (b) is misleading or deceptive or is likely to mislead or deceive;
- (c) is vulgar or sensational;
- (d) claims or implies the superiority of the dentist over other dentists; or
- (e) contains testimonials or endorsements concerning the dentist.

*[Rule 22D inserted in Gazette 23 February 1996 p.655.]*

**Exemptions**

**22E.** If the Board is satisfied that the application of rule 22, 22A or 22B to a dentist's practice would not be appropriate, the Board may exempt the dentist from the application of all or part of that rule, either unconditionally or subject to any conditions the Board thinks fit.

*[Rule 22E inserted in Gazette 23 February 1996 p.655.]*

**Dental therapists, dental hygienists, school dental therapists — practice**

**22F.** (1) A dental therapist, dental hygienist or school dental therapist has no right of private practice and shall not be a party to any advertisement or exhibit any plates, notice boards, signs, or letterheads in connection with the practise of dentistry.

(2) A dental therapist, dental hygienist or school dental therapist shall not give a general anaesthetic, and shall not carry out any procedure while a general anaesthetic is being given unless assisting a dentist in a dental procedure.

(3) A dental therapist or dental hygienist must not commence treatment of a patient unless a dentist has examined the patient and issued a written instruction to the dental therapist or dental hygienist detailing the actual treatment to be undertaken by the dental therapist or dental hygienist.

(4) For the purposes of section 50C (1) (a) (ii) of the Act the prescribed time is 6 months from the completion of the treatment.

*[Rule 22F inserted in Gazette 23 February 1996 pp.655-6; amended in Gazette 31 December 1996 p.7430.]*

**23.<sup>2</sup>** (1) A dentist shall not refer to himself as an endodontist, oral surgeon, oral and maxillofacial surgeon, orthodontist, paedodontist, periodontist or prosthodontist unless he has applied for and obtained a certificate in a form approved by the Board authorizing him to do so.

(2) The Board shall not grant a certificate to a dentist under subrule (1), unless that dentist —

(a) has completed a period of not less than 2 years in the practice of general dentistry; and

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- (b) has completed a formal course of clinical and academic training —
  - (i) which continued for a period of not less than 2 academic years of full time study or the part time equivalent thereof in an institution recognised by the Board; and
  - (ii) at the conclusion of which that dentist obtained by examination a post-graduate degree or diploma awarded by the institution referred to in subparagraph (i) of this paragraph or by another authority, which degree or diploma is applicable to the specialty concerned and is recognised by the Board;

and

- (c) has satisfied the Board that he has completed a period of not less than 4 years of clinical experience in the specialty concerned (including such time as was spent in preparation for the examination for the postgraduate degree or diploma referred to in paragraph (b) of this subrule), during which period he must have devoted, under appropriate supervision, a substantial part of his time to the practice of that specialty; and
- (d) has paid the relevant fee set out in the Second Schedule.

(3) Every dentist who holds a certificate under subrule (1) authorizing him to practice a specialty shall confine his practice to the specialty and shall not practise in partnership or association with any dentist other than a dentist who holds a certificate authorizing him to practice in the same specialty unless he has applied for and obtained the permission in writing of the Board so to do.

(4) For the purpose of this rule, the term “**specialty**” means any dental work in endodontics, oral and maxillofacial surgery, orthodontics, paedodontics, periodontics or prosthodontics.

(5) A certificate authorizing a dentist to refer to himself as an oral surgeon that was granted by the Board under subrule (1) before the coming into operation of the *Dental Board Amendment Rules (No. 2) 1995*<sup>1</sup> shall be taken to authorize the dentist to refer to himself as an oral and maxillofacial surgeon.

*[Rule 23 inserted in Gazette 4 May 1979 pp.1145-6; amended in Gazette 5 December 1986 pp.4461-2; 25 June 1993 p.3075; 23 February 1996 p.656.]*



**PART VII — EXAMINATIONS GENERALLY**

24. Every examination shall be conducted by such person or persons in such manner and at such times and places as the Board may from time to time appoint or direct.

25. An application to sit for any examination shall be accompanied by the fee prescribed by the Second Schedule to these rules, and no fee shall be returned or utilised for a subsequent examination where the candidate fails to gain sufficient marks to satisfy the Board or fails to present himself for examination.

**PART VIII — LICENCES, CERTIFICATES AND PERMITS**

**26.** (1) Every licence issued pursuant to section 46 of the Act expires (as therein provided) on the 31 December in each year next following the date of issue and, so long as his name appears in the register, a dentist shall take out a licence during the month of January following the expiry of the former licence.

(2) A licence shall be in Form 8 and the fee payable on the issue of a licence is such amount, as is set out in the Second Schedule to these rules.

**Permit to use firm-name**

**26A.<sup>3</sup>** (1) A person or persons engaged in the business or practice of dentistry may apply to the Board, in the form approved by the Board, for a permit to use, or to continue to use, a firm-name.

(2) An application under subrule (1) shall be accompanied by evidence that the firm-name is registered under the *Business Names Act 1962* in the name of the applicant or applicants.

(3) The Board may issue to an applicant, or applicants, under subrule (1) a permit —

- (a) in the form of form 11 in the First Schedule; and
- (b) on payment of the relevant fee set out in the Second Schedule.

(4) A permit granted by the Board under this rule shall expire when the firm-name is no longer registered under the *Business Names Act 1962* in the name of the person or persons mentioned in the permit.

[Rule 26A inserted in Gazette 5 December 1986 p.4462.]

**Certificate of good standing**

**26B.** (1) A dentist who is leaving Western Australia may apply in writing to the Board for a certificate of professional standing.

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**r. 26C**

(2) The Board may, on payment of the relevant fee set out in the Second Schedule, issue to an applicant under subrule (1) a certificate of professional standing —

- (a) in a form approved by the Board; and
- (b) containing details from the Register that relate to that dentist.

*[Rule 26B inserted in Gazette 5 December 1986 p.4462.]*

**Temporary registration as dentist**

**26C.** The fee to be paid under section 44A of the Act for a certificate of temporary registration as a dentist, or renewal of that certificate, is the relevant fee set out in the Second Schedule.

*[Rule 26C inserted in Gazette 5 December 1986 p.4462.]*

**PART IX — PLATES, NOTICE BOARDS AND OTHER SIGNS**

**Restrictions on plates, notices and signs**

27. (1) A dentist may exhibit at the dentist's practice —
- (a) up to 2 plates, notices or signs each no greater in area than 1 square metre with letters and figures not exceeding 30 centimetres in height; and
  - (b) up to 4 plates, notices and signs each no greater in area than 2 000 square centimetres with letters and figures not exceeding 10 centimetres in height.
- (2) Only one of the signs referred to in subrule (1) (a) may be positioned on any one surface of the place of practice.
- (3) A plate, notice or sign exhibited under subrule (1) is not to include information other than —
- (a) the name, and the qualifications that appear in the register, of each dentist in the practice;
  - (b) the firm name authorized by the Board (if any);
  - (c) the address and telephone numbers of the practice; and
  - (d) the availability of services at the practice, being —
    - (i) hours of business;
    - (ii) languages spoken; and
    - (iii) information as to the provision of emergency treatment.
- (4) A plate, notice or sign may be illuminated only by fixed lighting.

*[Rule 27 inserted in Gazette 23 February 1996 pp.656-7.]*

*[28, 29. Repealed in Gazette 23 February 1996 p.656.]*

**PART X — COMPLAINTS AGAINST DENTISTS OR  
DENTAL THERAPISTS**

**30.** (1) A complaint, or allegation of misconduct, against a registered person may be made by any person or by the Board of its own motion.

(2) Every person making a complaint or allegation against a registered person shall furnish the Board with a statement in writing setting out the grounds of complaint and the matters alleged.

(3) The Board shall consider every complaint or allegation made pursuant to this rule and where, in its opinion, the complaint or allegation is such as requires to be answered, it shall give to the registered person notice to furnish his or her answer, in duplicate, within the space of 14 days following receipt of the notice.

*[Rule 30 amended in Gazette 31 December 1996 p.7430.]*

**31.** (1) Where the Board, after considering the answer of a registered person, furnished under rule 30 of these rules, decides that an inquiry is warranted or where the registered person does not, within the time limited, furnish such an answer, the Registrar shall cause a summons, in Form 9, to be served on the registered person or to be sent to him at the address shown in the register by such registered post as requires an acknowledgment of receipt.

(2) A summons such as is mentioned in subrule (1) of this rule shall set out the particulars of the complaint or allegation made against the registered person and the date, time and place of the inquiry that the person is required to attend.

(3) Where the registered person has furnished an answer pursuant to notice given under subrule (3) of rule 30 and the Board decides that an inquiry is warranted, the Registrar shall post a copy of the answer to the person making the complaint or allegation, together with an advice of the date, time and place of the inquiry.

*[Rule 31 amended in Gazette 31 December 1996 p.7430.]*

**32.** Where the Board is satisfied that each party to a complaint or allegation has received notice of the date, time and place of the inquiry, it may, in the absence of any party, proceed to hear and determine the complaint or allegation; and may, from time to time, adjourn the inquiry, as it thinks fit.

**33.** (1) Where the complainant, the registered person or the Board requires the attendance of any person to give evidence or to give evidence and produce documents at an inquiry, the Registrar shall issue a summons to that person in Form 10.

(2) Attendance money in an amount sufficient to meet the expense of the forward journey to the inquiry shall be tendered to every person summoned under this rule.

*[Rule 33 amended in Gazette 31 December 1996 p.7430.]*

**PART XI — PENALTIES AND ALLOWANCES**

*[Heading amended in Gazette 5 December 1986 p.4462.]*

*[34. Repealed in Gazette 5 December 1986 p.4462.]*

**35.** The penalty payable upon the restoration of a name to the Register pursuant to section 47 of the Act is \$12.00 per month or part of a month from the time the first unpaid annual fee for a licence became payable, but such a penalty shall not exceed \$120.00.

*[Rule 35 amended in Gazette 3 December 1982 p.4688.]*

**36.** (1) For attendance at each ordinary meeting but not exceeding 12 meetings per year —

- (a) the Chairman shall be paid \$15.00; and
- (b) members other than the Chairman shall be paid \$10.00.

(2) For attendance at an inquiry conducted by the Board in accordance with the rules —

- (a) the Chairman shall be paid \$25.00 for every day on which the Board sits to conduct the inquiry; and
- (b) members other than the Chairman who are in attendance shall be paid \$20.00 for every day on which the Board sits to conduct the inquiry.

(3) When any member of the Board is required to use his own vehicle when engaged on the business of the Board he shall be paid mileage at the ruling rate for the State Public Service.

(4) When any member of the Board is required to travel to any place beyond a 15 mile radius of the G.P.O., Perth, he shall be paid a travelling allowance at the higher scale prescribed for the State Public Service.

**PART XII — COMMON SEAL**

**37.** (1) The common seal of the Board shall be in such form as the Board may from time to time determine, and shall be kept in the office of the Board, in the custody of the Registrar who is responsible for its safety.

(2) The common seal shall not be affixed to any document, except pursuant to a resolution passed at a meeting of the Board; and shall be so affixed by the Registrar in the presence of the President, and evidenced by their subscribing the document.

(3) A record of all documents to which the common seal has been affixed shall be kept by the Registrar.



**PART XIII — GENERAL PENALTY**

38. Every person committing an offence against these rules is liable to a penalty not exceeding \$40.00.

First Schedule

Dental Act 1939

[Form 1 deleted]

Dental Act 1939

Rule 15

Form 2

APPLICATION FOR REGISTRATION

I, .....
of, .....
hereby apply to the Dental Board of Western Australia to be registered as a

- Dentist
Dental Therapist
Dental Hygienist
School Dental Therapist
(delete those which are not applicable).

I submit herewith the following: —

- (a) My answers to the following questionnaire which I have completed in all particulars.
(b) Degrees, primary qualifications, licences, diplomas or other proof of qualifications, by virtue of which I claim to be registered and as mentioned in the following questionnaire.
(c) The prescribed registration fee.

- 1. Name in full ..... (Block Letters — Underline Surname)
2. Present Address .....
3. Last Fixed Address .....
4. Date of Birth ..... 5. Place of Birth .....
6. Name of Employer .....
7. Proposed Type of Professional Occupation ..... (Hospital, Private Practice, School Dental Service, etc.)
8. Are you an Australian Subject? . . . . (a) Natural Born . . . . .
(b) Naturalised . . . . . If not, what is your present nationality? . . . . .
9. Give the names and addresses of (1) .....
2 reputable persons to whom (2) .....
reference may be made as to your character. ....

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**Sch. 1**

- | 10. | State Qualifications:  | Degree or Diploma   | University, College or Authority | Year  |
|-----|--|---|----------------------------------|-------|
|     |  | .....   | .....                            | ..... |
|     |  | .....   | .....                            | ..... |
|     |  | .....   | .....                            | ..... |
|     |  | .....   | .....                            | ..... |
| 11. | Are you at present legally qualified to practice in the country, state or province in which your qualifications were granted? ..   |   |                                  | ..... |
| 12. | Have any of the qualifications upon which you rely for registration been withdrawn or cancelled by the University, College or other body by which they were conferred or by any other authority lawfully exercising elsewhere powers similar to those conferred upon this Board? ..... |   |                                  | ..... |
| 13. | Have you at any time in any State, dominion, province or country been: —   |   |                                  |       |
|     | (a)  | Found guilty of any professional misconduct or of any infamous conduct in a professional respect? ..... |                                  | ..... |
|     | (b)  | Subject to any disciplinary action by any body or authority legally constituted to discipline? .....    |                                  | ..... |
| 14. | Have you ever been refused registration as a Dentist, Dental Therapist, Dental Hygienist or School Dental Therapist? .....   |   |                                  | ..... |

I, .....

do solemnly and sincerely declare that the above statements are true and correct in every particular, that I am the person named in the qualifications and/or other documents or letters, and that I make this solemn declaration by virtue of Section 106 of the *Evidence Act 1906*.

Declared at ..... this ..... day of ..... 19.....

.....  
Signature of Applicant

Before me:  
Duty  
Stamp

.....  
Registrar

DECLARATION OF IDENTIFICATION

I, .....  
of .....  
declare in the presence of the Registrar that I have known personally  
..... the applicant for registration, for the last .....  
years.

.....  
Signature

Date .....  
Declared before me .....  
Registrar

STATUTORY DECLARATION

I, .....  
of .....  
the applicant for registration in the appended Form 2, do solemnly and  
sincerely declare that: —

- (1) I am the grantee of the degrees, primary qualifications, licences, diplomas or other documents mentioned in my application.
- (2) The reason that I am unable to produce the documents mentioned is that ..... and
- (3) that I undertake to produce to the Registrar such documents or an authenticated copy thereof if and when required by the Board so to do, and subject to my registration being cancelled if I the applicant, fail to comply with any requisition of the Board as aforesaid, and I make this solemn declaration under and by virtue of Section 106 of the *Evidence Act 1906*.

Declared at ..... this ..... day of ..... 19 .....

.....  
Signature of Applicant

Before me: .....  
Registrar

Duty  
Stamp

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Sch. 1

Received from the Registrar: —

- (1) W.A. Registration Certificate No. ....
- (2) .....
- (3) .....

Date ..... Signature .....

Rule 17

*Dental Act 1939*

Form 3

The Dental Board of Western Australia

**REGISTRATION CERTIFICATE  
 DENTIST/DENTAL THERAPIST/  
 DENTAL HYGIENIST/SCHOOL DENTAL  
 THERAPIST**

Number ..... Date of Registration .....

Name of Practitioner .....

Address .....

Qualifications .....

It is hereby certified that this is a true copy of the entry of the above specified names in the Register.

.....  
 Registrar

**IMPORTANT NOTICE: —** Registered persons should send to the Board notice within 14 days of any change in their residence in accordance with Rule 18.

This certificate is not evidence of the identity of its holder with the person named herein.

Rule 19

Dental Act 1939

Form 4

**APPLICATION TO WITHDRAW NAME FROM THE REGISTER**

To the Dental Board of Western Australia.

I, .....  
of .....  
do hereby request you, under section 23 of the Act, to withdraw my  
name from the Register.

Dated the ..... day of ..... 19 .....

.....  
Signature of Applicant

\_\_\_\_\_

Rule 20

Dental Act 1939

Form 5

**APPLICATION TO RE-ENTER NAME IN REGISTER UNDER  
SECTION 24**

To the Dental Board of Western Australia.

I, .....  
of .....  
do hereby apply under section 24 of the Act, to have my name  
re-entered in the Register.

Dated the ..... day of ..... 19 .....

.....  
Signature of Applicant

NOTE: This application must be lodged with the Registrar together  
with the sum provided by section 24 (3) of the Act and the prescribed  
fee for re-entry.

\_\_\_\_\_

Sch. 1

Rule 20

Form 6

Dental Act 1939

**APPLICATION TO RE-ENTER NAME IN REGISTER UNDER SECTION 31**

To the Dental Board of Western Australia.

I, .....  
of, .....  
do hereby apply, under section 31 of the Act, to have my name re-entered in the Register.

Dated the ..... day of ..... 19 .....

.....  
Signature of Applicant

NOTE: If the application is granted by the Board, the applicant will be notified but the applicant's name will not be re-entered until the sum payable under section 31 (4) of the Act has been paid, together with the prescribed fee, for such re-entry.

Rule 21

Form 7

Dental Act 1939

**APPLICATION FOR STATEMENT OF REASONS UNDER SECTION 33**

To the Dental Board of Western Australia.

I, .....  
of .....  
do hereby apply, under section 33 of the Act, for a statement by the Board in writing of its reasons for — (the action complained of)

Dated the ..... day of ..... 19 .....

.....  
Signature of Applicant

NOTE: This application must be lodged with the Registrar within 3 months after the date of such action.

Rule 26

Form 8

Dental Act 1939

LICENCE

Received from .....
the sum of .....
being registration fee and/or being .....
Who is hereby licensed as a dentist/dental therapist/dental
hygienist/school dental therapist until 31st December 19 .....

This licence is issued under and subject to the provisions of the
Dental Act 1939 and the rules made thereunder.

NOTE: This licence expires on 31st December of the year for which
it is issued, application for a new licence must be made within 1 month
of the expiry of this licence.

Dated the ..... day of ..... 19 .....

Registrar

Rule 30

Form 9

Dental Act 1939

SUMMONS TO REGISTERED PERSON
TO ATTEND INQUIRY BY BOARD

In the matter of a complaint by
.....
against .....

To .....
of .....

You are hereby required to attend before the Dental Board of
Western Australia

at .....
on ..... the ..... day of ..... 19 .....
at the hour of ..... in the ..... noon to
answer the complaint of the abovenamed complainant that on the ....
..... day of ..... 19 ..... you .....

Dated the ..... day of ..... 19 .....

By order of the Board

Registrar



Rule 33

Form 10

Dental Act 1939

SUMMONS TO WITNESS TO ATTEND INQUIRY BY BOARD

In the matter of a complaint by
.....
against .....

To .....
of .....
You are hereby required to attend before the Dental Board of
Western Australia at .....
on ..... the ..... day of ..... 19 .....
at the hour of ..... in the ..... noon and
so from day to day until the abovementioned matter is heard and
determined, there —

- (a) to give evidence in the abovementioned matter; and
(b) \*to bring with you and produce at the time and place
aforesaid the following documents, namely —
.....
.....

Dated the ..... day of ..... 19. ....

By order of the Board.
.....
Registrar

\* Strike out if not applicable.

NOTE: Attention is drawn to the provisions of section 45 (3) of the
Act whereby obedience to this summons may be enforced by the
Supreme Court or a Judge thereof, on application by the Board.



*Dental Board Rules 1973*

Sch. 2

**Second Schedule**

**FEES**

Rule	Description	Fee \$
15	Registration as a dentist . . . . .	50
15	Registration as a dental therapist, dental hygienist or school dental therapist . . . . .	50
20	Re-entry of name in Register . . . . .	40
23	Certificate to use a title of dental specialty . . .	50
25	Examinations . . . . .	200
26	Annual licence fee — dentist . . . . .	130
26	Annual licence fee — dental therapist, dental hygienist or school dental therapist . . . . .	60
26A	Permit to use a firm-name . . . . .	50
26B	Certificate of professional standing . . . . .	10
26C	Certificate of temporary registration as a dentist (for 12 months or less) . . . . .	50

*[Second Schedule inserted in Gazette 5 December 1986  
p.4463; amended in Gazette 11 December 1987 p.4372;  
25 November 1994 p.5916; 14 November 1995 pp.5289-90;  
31 December 1996 p.7432.]*

## *Dental Board Rules 1973*

### NOTES

<sup>1</sup> This reprint is a compilation as at 4 July 1997 of the *Dental Board Rules 1973* and includes the amendments effected by the regulations referred to in the following Table.

**Table of Rules**

Rule	Gazettal	Commencement	Miscellaneous
<i>Dental Board Rules 1973</i>	25 January 1974 pp.194-202	25 January 1974	
<i>Amending Rules</i>	20 August 1976 p.3108	20 August 1976	
<i>Amending Rules</i>	21 January 1977 p.133	21 January 1977	
<i>Amending Rules</i>	4 May 1979 pp.1145-6	4 May 1979	
<i>Dental Board Amendment Rules 1980</i>	24 October 1980 p.3623	24 October 1980	
<i>Dental Board Amendment Rules 1981</i>	6 November 1981 p.4528	6 November 1981	
<i>Dental Board Amendment Rules 1982</i>	19 November 1982 pp.4512-13	Rule 5: 19 May 1983 (see rule 2 and <i>Gazette</i> 19 November 1982 p.4512); balance: 19 November 1982	
<i>Dental Board Amendment Rules (No. 2) 1982</i>	3 December 1982 p.4688	3 December 1982	
<i>Dental Board Amendment Rules 1983</i>	11 November 1983 p.4509	11 November 1983	
<i>Dental Board Amendment Rules 1985</i>	20 December 1985 p.4834	1 January 1986 (see rule 2)	Rule 5 (2) and rule 7 (2) transitional <sup>2,3</sup>
<i>Dental Board Amendment Rules 1986</i>	5 December 1986 pp.4461-3	1 January 1987 (see rule 2)	
<i>Dental Board Amendment Rules 1987</i>	11 December 1987 pp.4371-2	1 January 1988 (see rule 2)	

## *Dental Board Rules 1973*

Regulation	Gazettal	Commencement	Miscellaneous
<i>Dental Board Amendment Rules 1992</i>	1 December 1992 p.5858-9	1 January 1993 (see rule 2)	
<i>Dental Board Amendment Rules 1993</i>	25 June 1993 p.3075	25 June 1993	
<i>Dental Board Amendment Rules 1994</i>	25 November 1994 p.5916	1 December 1994 (see rule 2)	
<i>Dental Board Amendment Rules 1995</i>	14 November 1995 pp.5289-90	1 December 1995 (see rule 2)	
<i>Dental Board Amendment Rules (No. 2) 1995</i>	23 February 1996 pp.653-7	23 February 1996	
<i>Dental Board Amendment Rules 1996</i>	31 December 1996 pp.7429-32	1 January 1997 (see rule 2 and <i>Gazette</i> 31 December 1996 p.7427)	

<sup>2</sup> Rule 5 (2) of *Dental Board Amendment Rules 1986* reads as follows —

“ (2) Where, before the commencement of these rules, a dentist had the permission of the Board under rule 23 of the principal rules as in force before the commencement of these rules, then that permission shall be deemed to be a certificate granted under rule 23 of the principal rule as amended by these rules until after the expiration of 1 month from the commencement of these rules. ”.

<sup>3</sup> Rule 7 (2) of the *Dental Board Amendment Rules 1986* reads as follows —

“ (2) Where, before the commencement of these rules, a dentist was authorized by the Board to use a firm-name under rule 27 (3) of the principal rules as in force before the commencement of these rules, then that authorization shall be deemed to be a permit granted under rule 26A of the principal rules as amended by these rules until after the expiration of 1 month from the commencement of these rules. ”.