

1977/83



**THE OPTOMETRISTS AND DISPENSING OPTICIANS  
REGULATIONS 1977**

DENIS BLUNDELL, Governor-General

**ORDER IN COUNCIL**

At the Government Buildings at Wellington this 12th day of April 1977

Present:

THE RIGHT HON. B. E. TALBOYS PRESIDING IN COUNCIL

PURSUANT to the Optometrists and Dispensing Opticians Act 1976, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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**REGULATIONS**

**1. Title and commencement**—(1) These regulations may be cited as the Optometrists and Dispensing Opticians Regulations 1977.

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

**2. Interpretation**—In these regulations, unless the context otherwise requires, “the Act” means the Optometrists and Dispensing Opticians Act 1976.

**3. Qualifications that may be recognised by Board**—The qualifications that may be recognised by the Board for the purposes of—

(a) Section 15 of the Act, shall be the qualifications described in the First Schedule to these regulations:

(b) Section 16 (1) (d) of the Act, shall be the qualifications described in the Second Schedule to these regulations.

**4. Registration**—(1) Every application for registration as an optometrist under section 15 of the Act, and every application for registration as a dispensing optician under section 16 (1) (d) of the Act, shall be made in form 1 in the Third Schedule to these regulations, and shall be accompanied by the prescribed fee.

(2) Nothing in subclause (1) of this regulation shall limit or affect the right of any person to apply in writing addressed to the Board for registration as a dispensing optician under any of paragraphs (a) to (c) and paragraph (e) of section 16 (1) of the Act.

(3) The particulars to be entered in the register of persons registered as opticians under the Act shall be as follows:

- (a) Registration number:
- (b) Date of registration:
- (c) Name in full:
- (d) Postal address:
- (e) Qualifications.

(4) A certificate of registration as an optometrist shall be in form 2 in the Third Schedule to these regulations.

(5) A certificate of registration as a dispensing optician shall be in form 3 in the Third Schedule to these regulations.

**5. Fees**—(1) The fee for registration under section 15 or section 16 (1) of the Act shall be \$20.

(2) The fee for a provisional certificate granted under section 27 (1) of the Act shall be \$2.

(3) The fee for an annual practising certificate issued under section 40 (4) of the Act shall be \$8.

(4) The fee for a certificate of registration issued under section 14 (8) of the Act shall be \$3.

(5) The fee for altering any entry in a register under section 21 (2) of the Act shall be \$5.

(6) The fee for restoring a name to a register under section 23 (4) of the Act shall be \$5.

(7) The fee for inspection of a register under section 14 (6) of the Act shall be \$5.

**6. Appeals**—Where the Board makes a decision, in respect of any person, from which that person has a right of appeal under the Act, the Secretary to the Board shall forthwith notify that person in writing of the Board's decision and of the reasons for it.

**7. Revocations**—The Opticians Regulations 1966\*, the Opticians Regulations 1966, Amendment No. 1†, and the Opticians Regulations 1966, Amendment No. 2‡ are hereby consequentially revoked.

## SCHEDULES



## FIRST SCHEDULE

Reg. 3 (a)

QUALIFICATIONS THAT MAY BE RECOGNISED BY THE BOARD  
UNDER SECTION 15 OF THE ACT

- Diploma in Optometry of the University of Auckland.
- Degree of Bachelor of Applied Science of the Victorian College of Optometry, Melbourne.
- Degree of Bachelor of Science (Optometry) of the University of New South Wales.
- Degree of Bachelor of Optometry of the University of New South Wales.
- Diploma in Applied Science (Optometry) of the Queensland Institute of Technology.
- Diploma of the Licentiate of Optometric Science of the College of Optometry, Melbourne.
- Fellowship of the Worshipful Company of Spectacle Makers, London, obtained on or after the 1st day of January 1968.
- Fellowship of the British Optical Association, London, obtained on or after the 1st day of January 1968.



## SECOND SCHEDULE

QUALIFICATIONS THAT MAY BE RECOGNISED BY THE BOARD  
UNDER SECTION 16 (1) OF THE ACT

- Fellowship of the Association of Dispensing Opticians, London.



Reg. 4 (1)

THIRD SCHEDULE

FORMS

Form 1

*Optometrists and Dispensing Opticians Act 1976*

APPLICATION FOR REGISTRATION BY THE HOLDER OF A RECOGNISED  
QUALIFICATION

To the Secretary,  
Opticians Board,  
Wellington.

I, [*Insert full name*], of [*Insert full address and occupation*], hereby apply to be registered as an optometrist in accordance with section 15 (*or as a dispensing optician in accordance with section 16 (1) (d)*) of the Optometrists and Dispensing Opticians Act 1976, and I enclose herewith documentary evidence that I am the holder of a recognised qualification, namely .....

.....  
(Signature of Applicant.)

STATUTORY DECLARATION

I, the abovenamed [*Insert full name*] of [*Insert full address and occupation*], solemnly and sincerely declare that:

- 1. I was born on the [*Insert date*] at [*Insert town and country of birth*].
- 2. The following are particulars of my training:
  - (a) Length of training: .....
  - (b) Where obtained: .....
  - (c) Under whom: .....
- 3. I have passed the following examinations, namely .....
- 4. Annexed to this form and marked "A" and "B" respectively are certificates as to my character and reputation signed by ..... and .....

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.

Declared at ..... this .....  
day of ..... 19..... before me:

(Justice of the Peace, Solicitor of the Supreme Court of New Zealand, or other person authorised to take statutory declarations).

.....  
(Signature of Applicant)

NOTE: Please send this application and the accompanying documents by registered post. Certificates and other documents relating to academic qualifications will be returned after the application has been dealt with.

THIRD SCHEDULE—*continued*

Form 2

Reg. 4 (4)

*Optometrists and Dispensing Opticians Act 1976*

## CERTIFICATE OF REGISTRATION AS OPTOMETRIST

I hereby certify that [*Insert full name and qualifications shown in register*], of [*Insert full address shown in register*], is registered as an optometrist under the Optometrists and Dispensing Opticians Act 1976.

Given under my hand at Wellington this ..... day of .....  
19.....

.....  
Secretary to the Opticians Board.

Form 3

Reg. 4 (5)

*Optometrists and Dispensing Opticians Act 1976*

## CERTIFICATE OF REGISTRATION AS DISPENSING OPTICIAN

I hereby certify that [*Insert full name and qualifications shown in register*], of [*Insert full address shown in register*], is registered as a dispensing optician under the Optometrists and Dispensing Opticians Act 1976.

Given under my hand at Wellington this ..... day of .....  
19.....

.....  
Secretary to the Opticians Board.

P. G. MILLEN,

Clerk of the Executive Council.

## EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations consolidate and amend the Opticians Regulations 1966, consequent upon the enactment of the Optometrists and Dispensing Opticians Act 1976.

Regulation 1 relates to the Title and commencement. The regulations come into force on the day after the date of their notification in the *Gazette*.

Regulation 2 is interpretative.

Regulation 3 prescribes the qualifications that may be recognised by the Opticians Board for the purposes of registration as an optometrist under section 15 of the Act or as a dispensing optician under section 16 (1) (d) of the Act.

Regulation 4 prescribes the forms in which certain applications for registration under the Act are to be made, and in which certificates of registration are to be issued. It also specifies the particulars to be kept in the register under the Act.

Regulation 5 prescribes the fees payable in respect of the various matters referred to in the regulation.

Regulation 6 requires the Secretary to the Board to give notice of a decision of the Board and the reasons for the decision to any person entitled under the Act to appeal against the decision.

Regulation 7 consequentially revokes the Opticians Regulations 1966 and their amendments.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 14 April 1977.

These regulations are administered in the Department of Health.