

Regulations under the Opticians Act, 1928.—(H.O. 1.)

BLEDISLOE, Governor-General.
ORDER IN COUNCIL.

At the Government House at Wellington, this 23rd day of June, 1930.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance and exercise of the powers conferred on him by the Opticians Act, 1928 (hereinafter referred to as "the said Act"), and of all other powers enabling him in that behalf, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby make the following regulations under and for the purposes of the said Act; and doth hereby declare that the regulations hereby made shall come into force on the date of publication hereof in the *Gazette*.

REGULATIONS.

I. PRELIMINARY.

(1) THESE regulations may be cited as the Opticians Regulations, 1930.

(2) In these regulations, unless the context otherwise requires,—

"Board" means the Opticians Board;

"Registered optician" means a person registered as an optician under the Act;

"Approved training establishment" means any premises or place of business occupied or conducted by a registered optician and which is for the time being approved by the Board for the training of pupils;

"Pupil" means a person who has been accepted for training by a registered optician whose premises have been approved by the Board as a training establishment.

(3) The determination of the Board on any matter confided to it under the said Act or these regulations shall be sufficiently authenticated if set out in writing signed by the Registrar or by the Secretary of the Board.

(4) The Board may from time to time procure the appointment of some officer of the Public Service to be Secretary of the Board, and the fact that such person describes himself in any document or signs any document as the Secretary of the Board shall be *prima facie* evidence that he is the Secretary of the Board for the time being duly appointed.

(5) Any notice to be given by the Board under these regulations shall be sufficient if given in writing sent by ordinary prepaid letter post, and shall be deemed to have been so given at the time when in the ordinary course of post it would be delivered at the address to which it is sent.

2. APPROVED TRAINING ESTABLISHMENTS.

(1) Any registered optician who occupies or conducts any premises or place of business suitable for the purpose may by writing addressed to the Board request that such premises or place of business be approved by the Board for the training of pupils.

(2) The applicant shall furnish to the Board such information relating to the facilities afforded for the training of pupils, the plant installed, the amount and nature of the work carried out, and other matters as the Board may require, and shall permit the Board or any person authorized on its behalf to inspect such establishment at all reasonable times.

(3) Any approval of a training establishment granted by the Board may be granted subject to such conditions as the Board thinks fit.

(4) Any such approval shall be subject to the condition that the Board or any person authorized on its behalf shall at all reasonable times be entitled to enter upon the premises for the purpose of inspecting the same, and the facilities afforded for the training of pupils, the plant installed, the amount and nature of the work from time to time carried out, and generally the character and sufficiency of the establishment for the training of pupils.

(5) If at any time, in respect of an approved training establishment, either—

(a) There is not a registered optician employed thereat for the purpose of directing and supervising the training of pupils; or

(b) The registration of the registered optician to whom the approval was granted has been cancelled; or

(c) In the opinion of the Board any pupil is not receiving adequate training; or

(d) In the opinion of the Board there has been a breach of any of the conditions subject to which approval of the training establishment was granted or any of the requirements imposed on a registered optician having an approved training establishment under these regulations; or

(e) In the opinion of the Board the establishment has not for the time being sufficient facilities to enable it to give adequate training;

then, and in any such case, the Board may, after giving not less than three months' notice of its intention to do so, revoke its approval of such training establishment.

3. TRAINING.

(1) The period of not less than three years' training in New Zealand which shall qualify a person to sit for examination under the said Act shall be subject to the following conditions:—

(a) The pupil shall during the whole period of three years receive training as an optician under the personal supervision of a registered optician having an approved training establishment, but the Board may in any case approve of any portion of the training period, not exceeding in the aggregate twenty-four months, being spent by the pupil in a wholesale workshop where optical lens work is carried out.

(b) The pupil may receive this training under one or more registered opticians.

(c) If the period of training is not continuous, the total time of training shall be in the aggregate not less than three years.

(d) The course of instruction shall comprise instruction in the subjects named and described in the Second Schedule hereto.

(e) In the case of persons who are able to satisfy the Board that prior to the coming into force of these regulations they have spent at least twelve months in study and training to prepare themselves to qualify as opticians, the Board may allow such persons to count for training and examination purposes the time such persons have been engaged in such study and training, and allow such persons to sit for examination under the said Act.

2. (a) Every registered optician having an approved training establishment shall, within one month of his accepting any person for training, notify the Board of his having done so, and of the name, age, and address of such person, and if any person ceases to be receiving training in such establishment the registered optician shall, within one month thereafter, notify the Board to that effect.

(b) Every registered optician having in his employ at the time of the coming into operation of these regulations any person who desires to be recognized as a pupil hereunder shall, within one month of the publication of these regulations in the *Gazette*, notify the Board of this fact, furnishing the name, age, and address of such person, and if such person ceases to be receiving training in such establishment the registered optician shall, within one month thereafter, notify the Board to that effect.

4. EDUCATIONAL QUALIFICATIONS.

Every person presenting himself for the first time for an examination fixed to commence on a date after the 31st day of December, 1931, shall satisfy the Board that he has passed the Matriculation Examination of the University of New Zealand, or that he has attained a standard of general education not lower, in the opinion of the Board, than the standard evidenced by such Matriculation Examination: Provided that a pass in the Matriculation Examination of the University of New Zealand shall not be required in the case of a person who has at any time prior to the coming into force of these regulations presented himself for the examination conducted by the New Zealand Institute of Optometrists.

5. SUBJECTS OF EXAMINATION.

(1) The subjects in which candidates for examination under the said Act may be examined shall be the subjects named and described in the Second Schedule hereto.

(2) The said subjects shall for purposes of examination be grouped in four parts to be known as Sections A, B, C, and D respectively, as set out in the said Second Schedule.

6. COURSE OF EXAMINATION.

(1) No person shall present himself for examination in the same year in the subjects of more than two of the said Sections A, B, C, and D.

(2) No person shall present himself for examination in the subjects of Section A until he has undergone training for a period of at least one year.