



BERMUDA
1993 : 4

PUBLIC HEALTH AMENDMENT ACT 1993

[Date of Assent 16 March 1993]

[Operative Date 1 June 1993]

WHEREAS it is expedient to amend the Public Health Act 1949:

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:—

Short title

1 This Act may be cited as the Public Health Amendment Act 1993.

Amends s66(1) of Act No 24 of 1949

2 Subsection (1) of section 66 of the Public Health Act 1949 ("the Act") is amended—

- (a) by inserting in the definition of "communicable disease" the words "sexual or a" next before the words "venereal disease";
- (b) by inserting the following definition in its proper alphabetical place in the subsection—

"sexual disease" means a disease specified in subsection (2) of section 324 of the Criminal Code;".

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Amends s99

3 Section 99 of the Act is amended by inserting in the section next after subsection (3) the following subsection—

" (4) Where in accordance with an order made under section 69 a person (hereinafter referred to as "the patient") is examined by a Government Medical Officer or a private medical practitioner and is found to be suffering from a sexual disease, the Officer or medical practitioner shall forthwith both orally and in writing explain to the patient in clear terms the substance and import of section 324 of the Criminal Code; and, in addition, subsections (1), (2) (except paragraph (a)) and (3) of this section (including the penal provisions of those subsections) shall mutatis mutandis apply in relation to that Officer or medical practitioner and that patient as those subsections apply in the case where a person is found to be suffering from a venereal disease."

Amends s100

4 Section 100 of the Act is amended by inserting in the section next after subsection (2) the following subsection—

" (3) Where a person, not being a person compulsorily examined in accordance with an order under section 69 (hereinafter referred to as "the patient"), is found on examination by a private medical practitioner to be suffering from a sexual disease, the medical practitioner shall forthwith both orally and in writing explain to the patient in clear terms the substance and import of section 324 of the Criminal Code; and, in addition, subsections (1) (except paragraph (a)) and (2) of this section (including the penal provisions of those subsections) shall mutatis mutandis apply in relation to that medical practitioner and that patient as those subsections apply in the case where a person is found to be suffering from a venereal disease."

Commencement

5 This Act comes into operation on such day as the Premier may appoint by notice published in the Gazette.[see BR 22/1993]