

AN ACT

To Amend and Consolidate the Acts relating to the Profession of Medicine and Surgery.

WHEREAS it is expedient to amend and consolidate the Acts relating to the Medical Profession, and to make more effectual provision for regulating the qualifications of Practitioners of Medicine, Surgery, and Midwifery, and to incorporate the Medical Profession of Ontario: Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Acts 29 Vic., chap. 34; chap. 41, Con. Stat. U. C.; 24 Vic., chap. 110, and Acts amending same repealed.

I. The Act of the Parliament of the late Province of Canada, twenty-nine Victoria, chapter thirty-four; the Act chapter forty-one of the Consolidated Statutes of Upper Canada; the Act passed in the twenty-fourth year of Her Majesty's reign, chapter one hundred and ten; and all Acts amending any of the said Acts, are hereby repealed; and the provisions of this Act shall stand in the place of the provisions of the said Acts; but all proceedings heretofore taken, and all matters and things done under the said Acts, shall be valid and effectual, notwithstanding such repeal, and may be carried on and completed under this Act as effectually as they could have been under the said Acts.

Council and Boards previously elected, and By-laws, &c., to be continued, &c.

II. The Council and Boards established, and the Members thereof elected under the provisions of the Act repealed, shall be continued, and shall act until after the first election as hereinafter provided, but subject in all other respects to the provisions of this Act; and all by-laws, rules and regulations heretofore made by the said Council and Boards, shall remain in force until repealed or modified under the provisions of this Act.

Officers formerly appointed to retain office, &c.

III. The officers appointed under the provisions of the Act first above mentioned, shall retain their respective offices, and perform their respective duties under the provisions of this Act; and all books and registers heretofore kept by them in conformity with the Act hereby repealed, shall be continued in use for their respective purposes under this Act.

Repealed Acts not revived.

IV. The repeal of the said Act twenty-nine Victoria, chapter thirty-four, of the late Province of Canada, shall not have the effect of reviving the Acts repealed by it, nor of modifying or restricting in any way whatsoever, the saving effect of the thirty-sixth section thereof.

Title of Act.

V. This Act may be cited as "The Ontario Medical Act."

College of Physicians and Surgeons of Ontario.

VI. The Medical Profession of Ontario is hereby incorporated under the name and style of "The College of Physicians and Surgeons of Ontario,"

and shall have a corporate seal; and every person registered according to the provisions of the Act twenty-nine Victoria, chapter thirty-four, and the Acts amending the same, shall be, and is hereby made a member of the said College of Physicians and Surgeons of Ontario; and every person who may be registered hereafter, under the provisions of this Act, shall be a member of the said College.

Council of College, &c.

VII. There shall be a "Council of the College Physicians and Surgeons of Ontario," to be appointed in the manner hereinafter provided for in this Act, and referred to in this Act as the "Council."

How Composed—Proviso.

VIII. The Council shall be composed as follows: Of one member to be chosen from each of the Colleges and bodies hereinafter designated, to wit: University of Toronto, Queen's University and College of Kingston, University of Victoria College, University of Trinity College, Royal College of Physicians and Surgeons of Kingston, Toronto School of Medicine, and of every other College or body in the Province now authorized, or which may be hereafter authorized to establish a Medical Faculty in connection therewith, and to grant degrees in Medicine and Surgery, or other certificates of qualification to practise the same: Provided always, that no teacher, professor or lecturer of any of the before mentioned colleges or bodies shall hold a seat in the Council, except as a representative of the college or body to which he belongs.

Additional members thereof.

2. There shall also belong to the said Council five members to be elected by the duly licensed practitioners in Homoeopathy, who have been registered under this Act; and five members to be elected by the duly licensed practitioners in the Eclectic system of Medicine, who have been registered under this Act.

3. The twelve members who shall be elected in the manner hereinafter provided from amongst and by the registered members of the Profession, other than those mentioned in the next preceding subsection, shall be residents of the several Territorial Divisions for which they are elected.

Members to be registered practitioners.

IX. All members of the Council, representing the colleges or bodies in the eighth section mentioned, shall be practitioners duly registered under this Act, or the before mentioned Act.

One from each territorial division.

X. Of the twelve members to be elected from amongst the registered practitioners of Medicine in the Province of Ontario, one shall be so elected for each of the territorial divisions mentioned in schedule C to this Act annexed, by the registered practitioners resident in such division; and the manner of holding such election shall, with respect to the time thereof, and the taking of the votes therefor, be determined by a by-law to be passed at the next meeting of the Council; and in default of such by-law being made, then the Lieutenant Governor shall prescribe the time and manner of such election.