

40. The Hospital Tribunal shall have all the powers of a Commission under Part I of the Act and may exercise any functions conferred by this Act upon the Commission.

Section 40

41. The Hospital Tribunal shall have power to direct the payment to witnesses called to give evidence before it or to persons required by it to attend for medical examination and otherwise for expenses incurred by them at any time at which they are required to attend, and to direct that all the expenses incurred by the Tribunal should be paid by the public.

Section 41

42. (1) The Hospital Tribunal shall have power to direct the medical examination of any patient whose application is before it, by a registered physician or surgeon selected by him, and the amount of such examination or surgery for any such examination, and for the attendance before the Tribunal to give evidence as to his findings thereon, shall be paid by the Department with the certificate of a registered medical practitioner given under the direction that the examination was authorized by the Tribunal to be made and that the same should be attended and the attendance to give evidence are proper and reasonable in amount.

Section 42

(2) For the purpose of any such examination the Tribunal shall have power to direct the admission of a patient into a hospital administered by the Department.

Section 42

43. (1) No application shall be disposed of by the Tribunal until after the opportunity to adduce evidence and to be heard at a public hearing has been afforded to all persons entitled to be heard, and so far as possible the decision of the Tribunal shall be given at such public hearing in the presence of all such persons.

Section 43

(2) At the request of the applicant the Tribunal may direct any application to be heard and its decision may be given in private if it considers that a public hearing might be disadvantageous to the applicant and that a hearing in private would not be contrary to the public interest.

Section 43

44. At the time the Tribunal is given the Tribunal shall select the grounds upon which its certificate are based and if the decision is not unanimous the majority of the Tribunal who dissent and the grounds of their dissent shall be specified.

Section 44

45. Notice of every decision of the Tribunal shall be forwarded to the Registrar by the Department.

Section 45