

MEDICAL PRACTICE ACT 1992—REGULATION

(Relating to advertising)

NEW SOUTH WALES



[Published in Gazette No. 167 of 9 December 1994]

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Medical Practice Act 1992, has been pleased to make the Regulation set forth hereunder.

Ron Phillips
Minister for Health.

Commencement

1. This Regulation commences on 9 December 1994.

Amendment

2. The Medical Practice Regulation 1993 is amended by omitting; clause 8 (2) and by inserting instead the following subclauses:

(2) An advertisement of medical services must not be made by television or radio broadcast or by means of the public exhibition of a film (including videotape) unless the advertisement:

- (a) contains a health promotion or preventative health care message which is clearly legible or audible; and
- (b) does not imply that a particular person or corporation is the exclusive provider of any medical service.

(2A) Subclause (2) does not apply to public identification of authorship as provided by clause 10.

EXPLANATORY NOTE

The object of this Regulation is to allow medical services to be advertised in the electronic media, subject to the following restrictions:

- (a) the advertisement must contain a health promotion or preventative health care message which is clearly legible or audible;
- (b) the advertisement must not imply that a particular person or corporation is the exclusive provider of any medical service.

This Regulation is made under the Medical Practice Act 1992, in particular section 114 (No advertising except in accordance with the regulations).
