

**MEDICAL, DENTAL AND PHARMACY ACT**  
(Cap. 61:02)

**BOTSWANA MEDICAL COUNCIL (PROFESSIONAL CONDUCT)**  
**(AMENDMENT) REGULATIONS, 1999**  
(Published on 18th June, 1999)

**ARRANGEMENT OF REGULATIONS**

**REGULATION**

1. Citation
2. Amendment of Regulation 21 of Cap 61:01 (Sub.leg)

IN EXERCISE of the powers conferred on the Minister of Health by section 20 of the Medical, Dental and Pharmacy Act, the following Regulations are hereby made —

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| <p>Citation</p> <p>Amendment<br/>of regulation<br/>21 of Cap.<br/>61:02<br/>(Sub.Leg)</p> <p>No. 13 of<br/>1997</p> | <p>1. These Regulations may be cited as the Botswana Medical Council (Professional Conduct)(Amendment) Regulations, 1999.</p> <p>2. Regulation 21 of the Botswana Medical Council (Professional Conduct) regulations, is hereby amended —</p> <ul style="list-style-type: none"><li>(a) by renumbering the regulation as subregulation (1) of regulation 21; and</li><li>(b) by inserting the following subregulations after subregulation (1) thereof —<br/>“(2) Notwithstanding the provisions of subregulation (1), a person taking care of, living with or otherwise coming into regular close contact with the patient shall be informed about such patient’s medical condition where the said patient is suffering from a communicable disease or has an infection which may be passed to such person if appropriate precautions are not taken.<br/>“3 The duty of confidentiality imposed on a practitioner by subregulation (1) shall also not apply in the following circumstances —</li></ul> <ul style="list-style-type: none"><li>(a) the practitioner is summoned to appear before a court of competent jurisdiction in Botswana and the court orders the disclosure of the information;</li><li>or</li><li>(b) the information is required by another practitioner or by any legal representative who requires or is entitled to the information in the course of his professional duties.”</li></ul> <p>3. The Botswana Medical Council (Professional Conduct)(Amendment) Regulations, 1997 are hereby revoked.</p> |
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MADE this 2nd day of June, 1999.

C.J. BUTALE,  
*Minister of Health,*