

C H A P. 43

An Act to amend the law respecting Physicians and Surgeons

[Assented to 14th March, 1907]

HIS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

1. Article 3973 of the Revised Statutes, as replaced by the act 63 Victoria, chapter 26, section 1, is again replaced by the following :

R. S. Q.
3973 re-
placed.

“**3973.** Two governors shall be elected by each of the following institutions, namely :

Election of
Governors by
certain insti-
tutions.

The faculty of medicine of Laval University, at Quebec ;

The Montreal School of Medicine and Surgery, faculty of medicine of Laval University, at Montreal ;

The faculty of medicine of McGill College.

The governors elected by the faculty of medicine of Laval University, at Quebec, shall be chosen from among the members of the college qualified according to the regulations of the Board, entered on the register mentioned in article 3988 and residing in the city of Quebec, and the governors elected among the other two institutions above mentioned shall be chosen among the members of the college qualified according to the regulations of the Board, entered on the said register, and residing in the city of Montreal.

Laval gover-
nors from
whom
chosen.

Other gover-
nors how
chosen.

Each institution shall regulate, as it deems best, the manner and date of the election of the two governors who are to represent it on the Board ; but such governors, as well as those who represent the electoral divisions hereinafter mentioned, shall be elected every three years and about the same time as the latter, and a return of such election, setting forth the names, surnames and residence of the governors elected, shall be sent by the secretary of such institution to the registrar of the College of Physicians and Surgeons, within a delay of one month after the date fixed for the election of the other governors.

Manner, &c.,
of election.

Election
every three
years.

Return
thereof, &c.

The governors elected by the institutions above-mentioned are not obliged to have their election confirmed or approved by the college, but they shall, under penalty of being *ipso facto* deprived of office, continue to be, during the whole of their term of office, members of the college qualified in conformity with the regulations of the Board, entered on the register mentioned in article 3988, and domiciled in the city in which the institution they represent is established.

Election need
not be con-
firmed by
college, &c.

Qualifications
must be re-
tained.

Vacancies
how filled.

Vacancies arising in the representation of any of the said institutions, are filled by it from among the members of the college qualified to represent such institution, and a return of such election shall be forwarded to the registrar of the college within a delay of one month after it is held.

Forfeiture of
elective
rights, &c.

Every institution which ceases teaching medicine, loses *ipso facto* the right to elect representatives on the Board of Governors, and such right revives only when such institution in good faith recommences teaching.

R. S. Q.
3974*d* re-
placed.

2. Article 3974*d* of the Revised Statutes, as enacted by the act 63 Victoria, chapter 26, section 1, is replaced by the following :

District of
St-Francis.

“**3974*d***. The district of St. Francis comprises the following electoral divisions :

1. The city of Sherbrooke ;
2. The counties of Richmond and Wolfe ;
3. The counties of Stanstead and of Compton ;

Number of
governors to
be elected.

Each of the three electoral divisions hereinabove mentioned, elects one governor.

R. S. Q.
3977 replac-
ed.

3. Article 3977 of the Revised Statutes is replaced by the following :

Certain grad-
uates entitled
to license
without exam-
ination.

“**3977**. Every person who has obtained a degree or diploma in medicine from one of the universities or schools mentioned in article 3973, is entitled to such license without examination as to his medical knowledge and skill ; but such diploma shall not be given until after four years of medical study, following the date of his admission to study, and in accordance with the requirements of the present section.

Proviso.

R. S. Q.
3977*a* re-
placed.

4. Article 3977*a* of the Revised Statutes, as enacted by the act 52 Victoria, chapter 39, section 1, is replaced by the following :

Certain other
graduates
entitled to
license after
examination.

“**3977*a***. Every person who, having taken a regular and complete course in an university in the British Isles, in France, or in Canada without the Province of Quebec, has obtained a degree of Doctor of Medicine of such university, and who further establishes to the satisfaction of the Board that he has passed a preliminary examination equivalent to that required in the Province of Quebec, may obtain such license, on payment of fees, provided, however, that he successfully undergoes the professional examination before the examiners of the Board.

Proviso.

R. S. Q.,
3980 re-
placed.

5. Article 3980 of the Revised Statutes, is replaced by the following :

“ **3980.** Every holder of a certificate of admission to study from the Board, seeking to obtain a license to practice medicine, surgery, and midwifery in this Province, who desires to be registered, and who has not obtained a degree or diploma in medicine, surgery and midwifery from one of the institutions mentioned in article 3973, shall, before being entitled to such license, and to registration, pass an examination before the Board as to his knowledge and skill, for the efficient practice of medicine, surgery and midwifery ; and, upon passing the examination required, and proving to the satisfaction of the Board that he has, in a medical school in this Province, complied with the rules and regulations made by the Provincial Board, and, on payment of such fees as the Board may, by general by-law, establish, such person shall be entitled to such license. Those admitted to study when entitled to license.”

6. Article 3984 of the Revised Statutes is amended by R. S. Q. 3984 adding at the end thereof the following : “ and also by giving amended. pecuniary aid to medical societies ”.

7. Article 3985 of the Revised Statutes is replaced by the following : R. S. Q. 3985 replaced.

“ **3985.** The qualifications required of a candidate for obtaining a license, authorizing him to practise medicine, surgery and midwifery, are the following : Qualifications of candidates.”

1. That he has reached the age of twenty-one years ; Age.
2. That he has followed his studies during a period of not less than four years, commencing from the date of his admission by the Board to the study of medicine ; Period of study.
3. That during the said four years, he attended at some university, college or incorporated school of medicine, within His Majesty's possessions, not less than two courses of six months each of descriptive and practical anatomy, — of surgery,—of midwifery,—of practice of medicine,—of *materia medica*—of clinical medicine and of clinical surgery,—one six months' course or two three months' courses of chemistry, of physiology, of general pathology, of medical jurisprudence and of pathology of early infancy,—one three months' course of normal histology, of morbid histology, of bacteriology and of pathological and biological anatomy, of hygiene and of gynecology ; and a course of not less than twenty-five lectures upon dermatology, mental and nervous diseases, ophthalmology, otology, rhinology and medical electricity ; Courses followed.
4. That he attended the general practice of a hospital in which are contained not less than fifty beds, under the charge of not less than two physicians or surgeons, for a period of not Attendance at hospitals, &c.

less than two years and a half, or three periods of not less than nine months each ;

Attendance at maternity, &c.

5. That he attended twelve cases of labour, that he followed a maternity institution for three months, and that he compounded medicine for three months.

What each six months' course to consist of.

Each six months' course shall have consisted of one hundred and twenty lectures, except in the case of clinical medicine, clinical surgery and medical jurisprudence.

Attendance at university, &c.

Of the four years' study required by this section, which shall not have a retroactive effect, four nine months' sessions at least shall be passed in attendance upon lectures at a university, college or incorporated school of medicine recognized by the Board.

When courses to begin and finish.

The first of such courses shall have been attended during the session immediately succeeding the preliminary examination, and the last during the fourth year of study, and the candidates shall undergo an examination on the final subjects of the curriculum, at the end of the session in the fourth year of study.

R. S. Q. 3986 amended.

8. Article 3986 of the Revised Statutes, as amended by the act 63 Victoria, chapter 26, section 3, is further amended by adding at the end thereof the following :

Dues where payable.

"Such dues are payable at the domicile of the registrar."

R. S. Q., art. 3986a, added.

9. The following article is added after article 3986 of the Revised Statutes :

Non-payment of dues.

"**3986a.** Every member of the college, who has not paid his dues for three consecutive years, shall *ipso facto* lose all the privileges conferred by his license, and the College may thereupon remove his name from the provincial medical register, and keep it so removed until he shall have paid his arrears.

R. S. Q. 3993 repealed.

10. Article 3993 of the Revised Statutes is repealed.

R. S. Q., art. 3995a, added.

11. The following article is added after article 3995 of the Revised Statutes :

Cannot be compelled to disclose confidential communication.

"**3995a.** A physician cannot be compelled to disclose what has been revealed to him confidentially in his professional capacity."

Coming into force

12. This act shall come into force on the first day of September, 1907.