The Denturists Act

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Chapter D-7 of The Revised Statutes of Saskatchewan, 1978 (effective February 26, 1979).

NOTE:
This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.
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CHAPTER D-7
An Act to Regulate the Practice of Denturists in Saskatchewan.

Short title
1 This Act may be cited as The Denturists Act.

Interpretation
2 In this Act:
“board”
   (a) “board” means the board of directors of the society;
“commercial dental laboratory”
   (b) “commercial dental laboratory” means a commercial dental laboratory
       as defined in the regulations;
“dental prosthetic service”
   (c) “dental prosthetic service” means:
       (i) the making, fitting, constructing, altering, reproducing or repairing
           of a complete upper or lower removable prosthetic denture, the furnishing
           or supplying of such a denture directly to a person or advising the use of
           any such denture;
       (ii) the taking or making, or the giving of advice, assistance or facilities
           respecting the taking or making, of any impression, bite, cast or design
           preparatory to, or for the purpose of, making, constructing, fitting, furnishing,
           supplying, altering, repairing or reproducing any such complete upper or lower
           removable prosthetic denture;

       but does not include the insertion or fitting of an immediate denture in the
       mouth of the intended wearer or the adjustment of an immediate denture and
       does not include a technique or procedure that alters any oral tissue;
“denturist”
   (d) “denturist” means a person who provides a dental prosthetic service;
“governing council”
   (e) “governing council” means the Transitional Governing Council
       continued under section 5;
“immediate denture”
   (f) “immediate denture” means an immediate denture as defined in the
       regulations;
“licence”
   (g) “licence”, unless otherwise stated, means a licence issued under subsection (1)
       of section 12;
“member”
   (h) “member” means a member of the society;
“minister”
   (i) “minister” means the member of the Executive Council to whom for the
       time being the administration of this Act is assigned;
“oral tissue”
   (j) “oral tissue” includes natural teeth and soft tissues within the mouth;
“provisional licence”
   (k) “provisional licence” means a provisional licence issued under this Act;

“registrar”
   (l) “registrar” means the person appointed as registrar under section 9;

“society”
   (m) “society” means the Denturist Society of Saskatchewan.

1976-77, c.18, s.2; R.S.S. 1978, c.D-7, s.2.

SOCIETY

Society continued
3 (1) The Denturist Society of Saskatchewan is hereby continued as a body corporate and politic.

(2) The membership of the society shall consist of those persons who are members of the society on the first day of September, 1977, and any other person who may subsequently become registered as a denturist and to whom a licence is issued under this Act.

(3) The membership of the society shall, on and after a day to be fixed by the lieutenant Governor in Council for the purposes of this subsection, consist only of those persons who:
   (a) are registered as denturists under section 10;
   (b) hold licences issued under subsection (1) of section 12; and
   (c) are members in good standing.

(4) The directors and officers of the society holding office on the first day of September, 1977, shall continue in office until their successors are elected or appointed in accordance with this Act.

1976-77, c.18, s.3; R.S.S. 1978, c.D-7, s.3.

Powers respecting property
4 The society may purchase, lease, take, hold or otherwise acquire property, both real and personal, and may sell, mortgage, lease or otherwise dispose of the property, or any part thereof.

1976-77, c.18, s.4; R.S.S. 1978, c.D-7, s.4.

TRADITIONAL GOVERNING COUNCIL

Establishment of governing council
5 (1) The Transitional Governing Council, consisting of not more than seven members, is continued.

(2) The Lieutenant Governor in Council shall appoint the members of the governing council and he shall appoint one of the members as chairman and he may appoint another member as vice-chairman of the governing council.

(3) Where a vacancy occurs in the membership of the governing council, the Lieutenant Governor in Council may appoint a person to fill the vacancy.
(4) The minister may determine the remuneration to be paid to the members of the governing council for attending meetings of the governing council and for otherwise attending to the affairs of the governing council.

(5) The minister may cause to be provided such secretarial and other assistance as the governing council may require.

1976-77, c. 18, s. 5; R.S.S. 1978, c. D-7, s. 5.

Powers of governing council

6 The governing council shall be responsible for conducting the affairs and business of the society and administering the provisions of this Act and it may generally do such things as are considered necessary or advisable to carry out its duties and powers under this Act until the day fixed by the Lieutenant Governor in Council pursuant to subsection (1) of section 22.

1976-77, c. 18, s. 6; R.S.S. 1978, c. D-7, s. 6.

REGULATIONS

Regulations

7(1) Subject to subsection (2), the governing council may make regulations relating to the administrative and domestic affairs of the society and, without restricting the generality of the foregoing, the governing council may make regulations:

(a) prescribing the seal of the society;
(b) providing for the execution of documents by the society;
(c) respecting banking and financial dealings by the society;
(d) fixing the fiscal year of the society and providing for the audit of the accounts and transactions of the society;
(e) providing for the appointment of a secretary of the governing council and prescribing the duties of the secretary and of the chairman, vice-chairman and other officers of the governing council;
(f) respecting the duties of members of the governing council;
(g) respecting the calling, holding and conducting of the meetings of the governing council and of the society.

(2) The governing council may also make regulations:

(a) defining any word or expression that is mentioned in section 2 as requiring definition by regulation;
(b) prescribing the qualifications for registration of denturists and governing the issue of licences and provisional licences to denturists;
(c) prescribing the amounts of registration and licence fees to be paid by denturists and the amounts of registration and licence fees to be paid by partial denture technicians, governing the times when such fees are to be paid and imposing penalties for late payment;
(d) establishing standards of professional conduct, competence and proficiency to be maintained by denturists and governing the manner and method of their practice;
(e) defining professional misconduct and prescribing procedures for the investigation of complaints or allegations of professional misconduct or professional incompetence on the part of a member, or complaints or allegations that a member has violated any of the provisions of this Act or the regulations;

(f) imposing restrictions, conditions and limitations upon the provision of dental prosthetic services by the holders of licences and provisional licences, and upon the provision of services by the holders of licences to practise as partial denture technicians;

(g) requiring the holders of licences and provisional licences to undergo specified courses of training;

(h) respecting training courses and the giving of instruction to enable persons to become qualified as denturists or as partial denture technicians and authorizing the services that may be provided by those persons while undergoing those training courses and receiving such instruction;

(i) defining the activities in which:
   (i) a member of the society; or
   (ii) a person operating a business or premises in which dental prosthetic services are provided;

shall be deemed to have a conflict of interest and prohibiting the engagement of a member in any of those activities;

(j) governing advertising by denturists and the holders of licences to practise as partial denture technicians and regulating the manner by which places of business in which services are provided by denturists may be advertised and governing advertising with respect to the provision of dental prosthetic services and services respecting the partial dentures, whether such places of business are operated, or such services are provided, by corporations or by members of the society;

(k) authorizing the use of written referrals with respect to the provision of services by partial denture technicians and prescribing the form of those referrals;

(l) governing such other matters as the governing council may consider necessary to give effect to the provisions of this Act.

(3) No regulations made in accordance with subsection (2) shall become effective until they have been approved by the minister and published in The Saskatchewan Gazette.

1976-77, c.18, s.7; R.S.S. 1978, c.D-7, s.7.

Power to require amendment or repeal of regulations or new regulations

8(1) The minister may, where he considers it to be in the public interest, request the governing council to:

(a) amend or repeal a regulation made by it pursuant to subsection (2) of section 7;

(b) make new regulations.
(2) Where the minister has, pursuant to subsection (1), requested the governing council to amend or repeal a regulation or to make new regulations and the governing council has failed to comply with his request within sixty days of the request, the Lieutenant Governor in Council may amend or repeal such regulations or make such new regulations as requested.

1976-77, c.18, s.8; R.S.S. 1978, c.D-7, s.8.

REGISTER

Appointment of registrar, etc.

9 The governing council may appoint a registrar for the purposes of this Act and may determine the remuneration to be paid to him.

1976-77, c.18, s.9; R.S.S. 1978, c.D-7, s.9.

Register of denturists

10(1) The registrar shall maintain a register in which he shall enter the name of every person registered under this Act as a denturist.

(2) Every person who makes an application for registration as a denturist, who is of good character and who has fulfilled the qualifications required by the governing council may be registered as a denturist.

1976-77, c.18, s.10; R.S.S. 1978, c.D-7, s.10.

Appeal from decision of registrar

11(1) Every person who applies to have his name entered in the register and whose application is refused by the registrar may appeal to the governing council from the decision of the registrar and the governing council shall hear the appeal and determine the matter in question.

(2) Where an application for registration or for reinstatement to the register is made in compliance with this Act or the regulations and is refused by the registrar, the governing council shall, within seven days of the refusal, forward by registered mail to the minister a report setting forth the circumstances and stating the reason for the refusal.

1976-77, c.18, s.11; R.S.S. 1978, c.D-7, s.11.

LICENCES

Licences

12(1) The governing council may annually issue a licence to practise as a denturist to a person who:

(a) is registered as a member of the society;
(b) pays the fee prescribed for a licence;
(c) fulfils any qualifications required by the regulations; and
(d) where he has previously held a licence under this Act, has complied with any restrictions, conditions and limitations imposed by the regulations upon the provision of dental prosthetic services and, where he is registered in the special register for partial denture technicians, has complied with any restrictions, conditions and limitations imposed by the regulations upon the provision of services respecting partial dentures.
(2) The governing council may issue a provisional licence to practise as a denturist to a person who:
   (a) is registered as a member of the society;
   (b) does not have the qualifications required by the regulations to receive a licence under subsection (1); and
   (c) pays the prescribed fee.

(3) The holder of a provisional licence may apply for a renewal of that licence but the total period of time for which a provisional licence and renewals thereof may be obtained shall not exceed twelve months.

1976-77, c.18, s.12; R.S.S. 1978, c.D-7, s.12.

Rights of licence holders

13(1) A person to whom a licence or provisional licence has been issued, who provides a dental prosthetic service and who provides that service within the restrictions, conditions and limitations mentioned in clause (d) of subsection (1) of section 12, if any, shall be entitled to demand from the person to whom he provided the dental prosthetic service, and to recover as a debt in any court of competent jurisdiction, reasonable charges for the service provided.

(2) Subject to section 16, the holder of a licence or provisional licence shall not provide a dental service unless the service provided is a dental prosthetic service.

1976-77, c.18, s.13; R.S.S. 1978, c.D-7, s.13.

PARTIAL DENTURE TECHNICIANS

Special register for partial denture technicians

14(1) The registrar shall maintain a special register for partial denture technicians in which he shall enter the name of every denturist registered under this section as a partial denture technician.

(2) Where a licence has been issued to a denturist under subsection (1) of section 12, that person may apply for registration and he registered by the registrar in the special register as a partial denture technician if he:
   (a) passes an examination for partial denture technicians conducted by the board of examiners and satisfies a majority of the members of that board that he possesses adequate training and experience in partial denture technique to be registered in the special register as a partial denture technician; and
   (b) pays the prescribed fee;

but no such registration shall continue to be valid if for any reason that person ceases to be the holder of a valid and subsisting licence to practise as a denturist.

(3) Where a licence or provisional licence has been issued to a denturist under section 12, that person may apply for registration on a provisional basis and be so registered by the registrar in the special register as a partial denture technician if he:
   (a) is a denturist engaged in dispensing partial dentures at the time when this section comes into force and has been so engaged continuously for a period of one year immediately prior thereto; and
(b) pays the prescribed fee;

but

(c) in the case of the holder of a licence issued under subsection (1) of section 12, no registration in the special register for partial denture technicians on a provisional basis shall be valid after the first examinations for partial denture technicians are held under this Act and the results of the examinations are known;

and

(d) in the case of the holder of a provisional licence issued under subsection (2) of section 12, no registration in the special register for partial denture technicians on a provisional basis shall be valid after the first examinations are held under this Act for the purpose of qualifying persons to be registered as denturists and the results of the examinations are known.

(4) Every person who applies to be registered as a partial denture technician under subsection (2) or (3) and whose application is refused by the registrar may appeal to the governing council from the decision of the registrar and the governing council shall hear the appeal and determine the matter in question.

(5) Where an application for registration or reinstatement as a partial denture technician is made in compliance with this Act or the regulations and is refused by the registrar, the governing council shall, within seven days of the refusal, forward by registered mail to the minister a report setting forth the circumstances and stating the reason for the refusal.

Licence of partial denture technician

15(1) Where a denturist has been registered as a partial denture technician under subsection (2) or (3) of section 14, the governing council may annually issue to that denturist a licence to practise as a partial denture technician if he pays the fee prescribed for such licence and, where he has previously received a licence under this section to practise as a partial denture technician, if he has complied with any restrictions, conditions and limitations imposed by the regulations upon services relating to partial dentures.

(2) The licence to practise as a partial denture technician issued under subsection (1) shall be valid until the end of the calendar year for which it is issued except that that licence shall automatically cease to be valid and effective if at any time the registration of the denturist in the special register for partial denture technicians ceases to be effective.

Provision of partial dentures in accordance with written referral, etc.

16(1) A person:

(a) who is the holder of a valid and subsisting licence or provisional licence; and

(b) to whom a subsisting licence to practise as a partial denture technician has been issued under section 15;
(c) design, make, fit, construct or reproduce a partial upper or lower removable prosthetic denture, or furnish or supply such a denture directly to a person;

(d) take, make or give advice, assistance or facilities respecting the taking or making of any impression, bite, cast or design preparatory to, or for the purpose of, making, constructing, fitting, furnishing, supplying, altering, repairing or reproducing any partial upper or lower removable prosthetic denture; and

(e) demand from any person to whom he provided the services mentioned in clauses (c) and (d), and recover as a debt in any court of competent jurisdiction, reasonable charges for the services provided;

but in the provision of any such services a person shall not include the insertion or fitting of an immediate denture in the mouth of the intended wearer or the adjustment of an immediate denture and shall not include a technique or procedure that alters any oral tissue.

(2) Subject to section 32, no person shall provide the services mentioned in clauses (c) and (d) of subsection (1) unless he meets the requirements of, and provides those services in accordance with, subsection (1) and in accordance with any restrictions, conditions and limitations imposed by the regulations.

1976-77, c.18, s.16; R.S.S. 1978, c.D-7, s.16.

EXAMINATIONS

Examinations

17(1) The governing council shall:

(a) appoint a board of examiners for the purposes of this Act; and

(b) arrange for the holding of training courses and the giving of instruction to enable persons to qualify as denturists under this Act.

(2) The governing council may:

(a) arrange for the holding of training courses in addition to those mentioned in clause (b) of subsection (1); and

(b) after consultation with the board of examiners, make rules governing the conduct of examinations and fix the amount of examination fees payable.

1976-77, c.18, s.17; R.S.S. 1978, c.D-7, s.16.

BOARD

Board

18(1) On and after the day fixed by the Lieutenant Governor in Council pursuant to subsection (1) of section 22, the affairs and business of the society shall be controlled, managed and regulated by a board of directors consisting of:

(a) not more than five members of the society elected in accordance with section 19; and
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(c) any persons appointed as members of the board in accordance with section 20.

(2) A majority of the members of the board shall constitute a quorum.

(3) Subject to subsection (2) of section 20, former members of the board, if otherwise qualified under this Act, are eligible for re-election or reappointment, as the case may be.

1976-77, c.18, s.18; R.S.S. 1978, c.D-7, s.18.

General meeting; members elected to board

19(1) A general meeting of the members of the society shall, as soon as possible after the day fixed by the Lieutenant Governor in Council pursuant to subsection (3) of section 3, be held for the purpose of electing the members of the board and a general meeting of the society shall be held in each year thereafter for the purposes of electing persons as members of the board in accordance with this section and attending to such other business as may be brought before the meeting.

(2) Any other meeting of the society shall be held at such time and place and upon such notice as is provided in the regulations.

(3) Subject to subsection (4), of the members of the board elected at the first general meeting of the society, one-half, as nearly as may be, shall be elected to hold office for one year, and one-half, as nearly as may be, shall be elected to hold office for two years, and thereafter each member shall be elected to hold office for two years.

(4) Each member elected under this section shall hold office until his successor is elected.

(5) Where a vacancy occurs on the board with respect to a person elected as a member under this section, the board may appoint any member of the society to fill that vacancy until the next general meeting of the society.

1976-77, c.18, s.19; R.S.S. 1978, c.D-7, s.19.

Members appointed to board

20(1) The Lieutenant Governor in Council may, on and after the day fixed by him pursuant to subsection (1) of section 22, appoint one or more persons as members of the board, but at no time shall the number of persons so appointed cause the total number of members of the board to exceed seven.

(2) Where, with respect to the first appointments made after the coming into force of this section, only one person is appointed as a member of the board under subsection (1), he shall be appointed to hold office for two years and, where two or more persons are appointed as members of the board under subsection (1), one-half, as nearly as may be, shall be appointed to hold office for one year, and one-half, as nearly as may be, shall be appointed to hold office for two years, and thereafter the persons appointed under subsection (1) shall be appointed to hold office for two years, and each person appointed under subsection (1) shall hold office until his successor is appointed, but no such person shall hold office for more than two consecutive terms.

(3) Where a vacancy occurs on the board with respect to a person appointed as a member under this section, the Lieutenant Governor in Council may appoint a person to fill the vacancy for the unexpired term of office of the member being replaced.
(4) The members of the board appointed under this section may exercise the same
rights, and may hold office and serve as members of committees and subcommittees
to the same extent, as other members of the board.

(5) The minister may determine the remuneration to be paid to the members of
the board appointed under this section for attending meetings of the board and for
otherwise attending to the affairs of the board.

1976-77, c.18, s.20; R.S.S. 1978, c.D-7, s.20.

Election of officers
21 The board shall elect from among its members a president, a treasurer and a
secretary, and the board may elect or appoint such other officers and employees as
it considers advisable.

1976-77, c.18, s.21; R.S.S. 1978, c.D-7, s.21.

TRANSFER OF POWER TO BOARD

Board to take over administration of Act
22(1) When the minister is of opinion that a sufficient number of denturists have
become registered and licensed under this Act and that the board has been or is
about to be constituted for the purpose of administering the provisions of this Act, the
Lieutenant Governor in Council may fix a day for the purposes of subsection (2).

(2) Forthwith after the day fixed pursuant to subsection (1):

(a) the register and all documents, instruments, books and records relating
to the registration and licensing of denturists and the funds of the society
controlled by the governing council shall be given over by the governing council
to the board;

(b) the board shall assume responsibility for administering this Act and the
regulations;

(c) the board shall be entitled to exercise all the duties and powers previously
exercised by the governing council under this Act; and

(d) this Act shall be read with the substitution of the word “board” for
“governing council” in sections 7, 8, 9, 10, 11, 12, 14, 15, 17, 24, 25, 35, 36
and 37.

(3) Upon the day fixed by the Lieutenant Governor in Council pursuant to
subsection (1), all regulations made by the governing council shall be deemed to
be regulations made by the board and, subject to section 8, those regulations shall
continue in force until such time as they are repealed by the board.

1976-77, c.18, s.22; R.S.S. 1978, c.D-7, s.22.

Governing council to cease functioning
23 Where a day has been fixed by the Lieutenant Governor in Council pursuant
to subsection (1) of section 22, the members of the governing council shall continue
in office only for such period of time as they may require to wind up the affairs of
the governing council and to complete an orderly transfer of their business to the
board.

1976-77, c.18, s.23; R.S.S. 1978, c.D-7, s.23.
DISCIPLINE

Discipline

24(1) The governing council may, with respect to a member of the society found by the governing council to be guilty of professional misconduct or professional incompetence or of a violation of any of the provisions of this Act or the regulations, order one or more of the following:

(a) that the member be reprimanded;
(b) if a line has not been imposed on the member by a judge or provincial magistrate, that the member pay to the society a fine of not more than $500 and the licence or provisional licence of the member, and his licence, if any, to practise as a partial denture technician, be suspended until the fine has been paid;
(c) that a restriction, limitation or condition be imposed upon the member's practice;
(d) that the licence or provisional licence of the member be suspended for such period of time as may be deemed appropriate;
(e) that the licence entitling the member to practise as a partial denture technician be suspended for such period of time as may be deemed appropriate;
(f) that the name of the member be removed from the register and his licence or provisional licence be revoked;
(g) that the licence entitling the member to practise as a partial denture technician be revoked.

(2) The governing council may find a member guilty of professional incompetence for the purposes of subsection (1) where it finds that the member has displayed, in his professional care of a patient, a lack of knowledge, skill or judgment or a disregard for the welfare of the patient of a nature or to an extent that demonstrates that:

(a) he is unfit to continue in his practice; or
(b) he is unfit to provide one or more services ordinarily provided by him as part of his practice as a denturist or as a partial denture technician.

1976-77, c.18, s.24; R.S.S. 1978, c.D-7, s.24.

Appeal

25(1) A person against whom an order has been made pursuant to section 24 may appeal from the order to an appeal tribunal consisting of:

(a) a judge of the Court of Queen's Bench who shall be appointed by the Chief Justice of the Queen's Bench to hear the appeal and who shall be the chairman of the appeal tribunal at the hearing of the appeal;
(b) one person appointed by the minister; and
(c) one person appointed by the governing council;

and the appeal tribunal may confirm, reverse or vary the order or direct further inquiries by the governing council into the facts of the case and may make an order respecting costs.

1976-77, c.18, s.24; R.S.S. 1978, c.D-7, s.24.
(2) Subsections (2) to (20) of section 53 of The Medical Profession Act apply mutatis mutandis to an appeal under subsection (1).

1976-77, c.18, s.25; R.S.S. 1978, c.D-7, s.25.

GENERAL

Unlicensed practice and use of title prohibited

26(1) Subject to section 32, no person shall:

(a) practise as a denturist;
(b) hold himself out as a denturist;
(c) use the title “denturist” or “registered denturist”, or any other title or designation, abbreviated or otherwise, to imply that he is engaged in practice as a denturist; or
(d) carry out an intra-oral procedure;

unless he holds a valid and subsisting licence or provisional licence issued to him under this Act.

(2) Subject to section 32, no person shall use the title “partial denture technician”, or any other title or designation, abbreviated or otherwise, to imply that he is engaged in the provision of the services mentioned in clause (c) or (d) of subsection (1) of section 16, unless he is the holder of a licence to practise as a partial denture technician under this Act.


Offences and penalties

27(1) Subject to subsection (2), a person who violates any provision of this Act or the regulations is guilty of an offence and liable on summary conviction to a fine not exceeding $200 for the first offence and not exceeding $400 for each subsequent offence.

(2) A corporation that violates any of the provisions of this Act or the regulations is guilty of an offence and liable on summary conviction to a fine not exceeding $1,000 for the first offence and not exceeding $2,000 for each subsequent offence.

1976-77, c.18, s.27; R.S.S. 1978, c.D-7, s.27.

Commission of offence by corporation

28 Where a corporation has committed an offence against this Act or the regulations, an officer, director, employee or agent of the corporation who directed, authorized, assented to or participated in the commission of the offence is guilty of the offence and is liable on summary conviction to the fine provided for the offence whether or not the corporation has been prosecuted or convicted.

1976-77, c.18, s.28; R.S.S. 1978, c.D-7, s.28.

Act not to prohibit employment

29 Nothing in this Act shall be deemed to prohibit a person registered and licensed as a denturist under this Act from being employed by, or entering into a contract for the provision of services with, a department or agency of the Government of Saskatchewan, a hospital approved under any Hospital Standards Act or a non-profit corporation whose objects are concerned with the provision of health services.

1976-77, c.18, s.29; R.S.S. 1978, c.D-7, s.29.
Limitation of action

30  No member shall be liable in any action for negligence or malpractice by reason of dental prosthetic services rendered by him or services provided by him as a partial denture technician unless such action is commenced within one year from the date of termination of such services.

1976-77, c.18, s.30; R.S.S. 1978, c.D-7, s.30.

Funds deposited in bank

31(1) All revenues received from registration fees and licence fees and all other revenues received by the governing council prior to the day fixed by the Lieutenant Governor in Council pursuant to subsection (1) of section 22 shall be deposited to the credit of the society in a bank or credit union determined by the governing council, and any expenses required to be paid by the governing council shall be paid therefrom.

(2) On and from the day fixed by the Lieutenant Governor in Council pursuant to subsection (1) of section 22, the board shall deposit the funds and revenues of the society to the credit of the society in a bank or credit union determined by the board, and the expenses of the society shall be paid therefrom.

1976-77, c.18, s.31; R.S.S. 1978, c.D-7, s.31.

Non-application of Act to certain persons

32(1) Nothing in this Act applies to:

(a) a registered dentist;

(b) a duly qualified medical practitioner; or

(c) a dental technician registered under The Dental Technicians Act who is engaged in making, producing, supplying or repairing partial or complete dentures upon the prescription or order of registered dentists or duly qualified medical practitioners.

(2) Nothing in section 16 or 26 applies to:

(a) the provision of any of the services mentioned in clause (c) or (d) of subsection (1) of section 16; or

(b) the performance of work or services ordinarily performed by a denturist;

by a person who is undergoing a training course for the purpose of becoming qualified to be registered under this Act, where such services are provided or such work is performed as a part of that training course.

1976-77, c.18, s.32; R.S.S. 1978, c.D-7, s.32.

Certain Acts not to apply

33 Nothing in The Dental Profession Act or The Dental Technicians Act shall be deemed to prohibit a person registered and licensed as a denturist under this Act from providing dental prosthetic services.

1976-77, c.18, s.33; R.S.S. 1978, c.D-7, s.33.
Incorporation by denturists

34 No corporation shall provide dental prosthetic services or services of the kind mentioned in clause (c) or (d) of subsection (1) of section 16, unless:

(a) the majority of the directors of the corporation are registered as denturists or, if there are fewer than three directors, one of the directors is registered as a denturist;

(b) a majority of each class of shares of the corporation is owned by and registered in the names of registered denturists;

(c) a registered denturist is at all times in actual charge of the services provided by the corporation; and

(d) where services of the kind mentioned in clause (c) or (d) of subsection (1) of section 16 are to be provided, those services are provided by the holder of a subsisting licence to practise as a partial denture technician issued under section 15.

1976-77, c.18, s.34; R.S.S. 1978, c.D-7, s.34.

Report to minister

35(1) Where the licence or provisional licence of a denturist or the licence of a partial denture technician is suspended or revoked or the name of a denturist or partial denture technician is struck off the register or special register, as the case may be, the governing council shall, within fourteen days thereafter, forward by registered mail to the minister a copy, certified by the registrar to be a true copy, of the complaint and shall report upon the conduct of the denturist and the decision taken and shall furnish the minister with such relative information as he may require.

(2) If the minister is of opinion that the action of the governing council is unjust or contrary to the public interest, he may:

(a) request the governing council to reconsider the case and its findings thereon;

(b) if the governing council and the person whose conduct is under inquiry agree, appoint a board of arbitration, consisting of one member nominated by the governing council, one member nominated by the person whose conduct is under inquiry and one member appointed by the Lieutenant Governor in Council, to review or rehear the case and render a decision thereon; or

(c) institute an appeal to a judge of the Court of Queen’s Bench in chambers.

(3) Nothing in this section shall prejudice any right of appeal conferred by this Act.

1976-77, c.18, s.35; R.S.S. 1978, c.D-7, s.35.

Lists to be filed with Provincial Secretary

36 The governing council shall, before the first day of February in each year, file with the Provincial Secretary lists, certified by the registrar to be correct, showing:

(a) the names of all members in good standing as of the thirty-first day of December in the preceding year, their addresses as shown by the records of the governing council and the respective dates upon which they became registered under this Act;
(b) the names of all persons whose names were removed from the register or whose licences or provisional licences were suspended or revoked or who otherwise ceased to be members in good standing during the preceding year; and

(c) the names of all members who were reinstated as licensed denturists during the preceding year.

1976-77, c.18, s.36; R.S.S. 1978, c.D-7, s.36.

Sanitation

37(1) Every denturist shall maintain his premises and equipment in accordance with the standards of cleanliness and sanitation required by the minister or by a medical health officer or sanitary officer having jurisdiction under The Public Health Act.

(2) Where a denturist fails to comply with the standards mentioned in subsection (1) and where the registrar receives from the minister or medical health officer a notice in writing that the denturist has not complied with the standards, the registrar may, upon the direction of the governing council, revoke or suspend a licence or provisional licence issued to the denturist.

1976-77, c.18, s.37; R.S.S. 1978, c.D-7, s.37.

Regulations to be filed with Provincial Secretary

38 Where the minister has approved a regulation under subsection (3) of section 7 or where the Lieutenant Governor in Council has repealed or amended a regulation or made a new regulation under section 8, the minister shall, within thirty days after his approval of the regulation or after the repeal or amendment of a regulation or the making of a new regulation pursuant to section 8, file in the Department of the Provincial Secretary two copies certified by him to be true copies of the regulation or amendment.

1976-77, c.18, s.38; R.S.S. 1978, c.D-7, s.38.

Effect of failure to file regulation or amendment

39 Failure to file any regulation or amendment as required by section 38 shall render the regulation or amendment ineffective as from the expiration of the time allowed for filing it and it shall be deemed to have been revoked.

1976-77, c.18, s.39; R.S.S. 1978, c.D-7, s.39.

Review by Legislative Assembly

40(1) One copy of each regulation and amendment filed in the Department of the Provincial Secretary as required by section 38 shall be laid before the Legislative Assembly in accordance with The Tabling of Documents Act.

(2) Where a regulation or amendment laid before the Legislative Assembly is found by the Assembly to be beyond the powers delegated by the Legislature or in any way prejudicial to the public interest, the regulation or amendment shall thereupon cease to have any effect and be deemed to have been revoked.

1976-77, c.18, s.40; R.S.S. 1978, c.D-7, s.40.
Record of revocation and notification

41(1) Where it appears from any Votes and Proceedings of the Legislative Assembly that any regulation or amendment has ceased to have effect, the Clerk of the Assembly shall forthwith forward two copies of such Votes and Proceedings to the Deputy Provincial Secretary and at the same time advise him that the copies are forwarded pursuant to this subsection.

(2) Upon receipt of the copies mentioned in subsection (1), the Deputy Provincial Secretary shall file one of the copies with the regulation or amendment to which it relates and forthwith forward the other copy to the society and at the same time advise the society that the copy is forwarded pursuant to this subsection.

1976-77, c.18, s.41; R.S.S. 1978, c.D-7, s.41.