


SOUTH AFRICAN NURSING COUNCIL

STAKEHOLDERS' FORUM 11 APRIL 2019
GOVERNANCE AND STRATEGIC MATTERS
SA MCHUNU-REGISTRAR




South African Nursing Council
Regulating nursing, advocating for the public

GOVERNANCE AND STRATEGIC MATTERS


- ❖ **Governance -16TH Council of the South African Nursing Council**
 - ❖ **Regulations and Board Notices**
 - ❖ **Partnership with Government on APCs**
 - ❖ **Council Resolutions**
 - ❖ **Permit Letters by Provincial Departments of Health**
 - ❖ **Endorsement letters for Nursing Education Institutions**
- 

1. APPOINTMENT OF THE COUNCIL

- ❑ **Statute (S2)** –Establishes the SANC (organization= Council and administration) -juristic person and autonomous.
 - ❑ **Minister** – makes regulations, that prescribe the process (GG No. R20, promulgated in 2008)
 - ❑ **Minister** – appoints Council (exclusively)

 - ❑ **NB-** Process=Ministerial with specific and **prescribed** support by the SANC and the Ministerial panel (external members or NDOH officials)
- 

Appointment ...

- **Step 1. Presidential Process:** Promulgated and proclamation (Nursing Act-broad terms)
 - **Specific prescripts**
 - tenure, number and appointment of Chairperson of Council
 - categories and nursing expertise **AND** non-nursing expertise - not representation
 - **Step 2. Ministerial process):** Regulations relating to the nomination and appointment of Members of Council (empowered by S58 (a) of the Act)
 - in consultation with the Council
 - Set out processes of nomination, election and appointment
 - Set out requirements for valid nominations of **candidates** for appointment as **members** of Council
- 

Appointment Process...

Step 3: Ministerial process

- Call for nominations of practitioners by the profession
- Notice in gazette by Minister of Health
- Advert in two national newspapers
- Spells out requirements from candidates

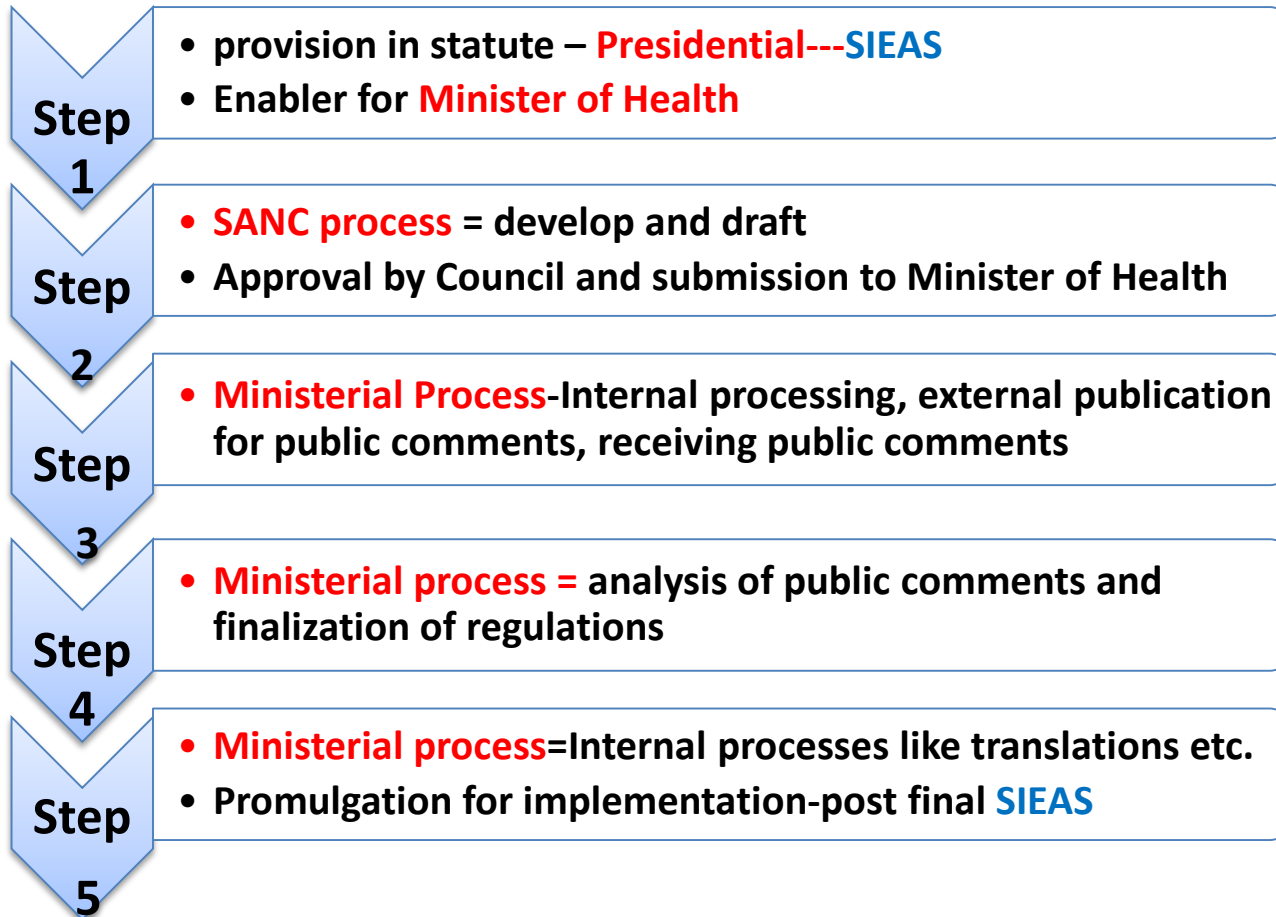
Step 4: Returning Officer's (Registrar) process

- Appoints independent body- **IEC** – conduct election process in line with candidature requirements
- Validates IEC' s report against requirements
- Submits report to Minister
- Keeps record X 2 years

Step 5: Ministerial Process

- Appoints screening panel (external or internal)
- Panel –document screening, may interview
- Panel submits report to Minister
- Minister appoints members, publishes names in Gazette upon acceptance and declaration

2. Regulations for new nursing programmes -Process



Regulations - status

❖ **DEVELOPMENT AND DRAFTING**

- All regulations affecting education and training have been developed by the SANC
- Promulgation = four sets of regulations in March 2013, in use
- Last submissions by SANC to NDOH = 2017, processed in consultation with SANC

❖ **PUBLICATION FOR PUBLIC COMMENTS (by Minister of Health) –**

- Category Midwife – 05 04 2019, previously June 2018
- Learner registration – Published, no comments, awaits final SIEAS – for promulgation

❖ **POSSIBLE PROMULGATION - Scope of Practice – SIEAS certificated, with NDOH**

❖ **OUTSTANDING**

- **Nurse and Midwife Specialist** – SIEAS- certificated , being processed by NDOH, for possible publication

Notices in Gazette

SECTION 31(2) OF THE NURSING ACT: *The Minister may after consultation with the Council, may by notice in the Gazette create such categories of persons to be registered to practice nursing as he or she considers it necessary in the public interest*

- NOTICE REGARDING THE CREATION OF CATEGORIES OF PERSONS TO BE REGISTERED TO PRACTISE NURSING (14 March 2019)**
 - Enrolled Nurse
 - General Nurse

- NOTICE TO WITHDRAW THE NOTICE REGARDING THE CREATION OF CATEGORIES OF PRACTITIONERS (14 March 2019)**
 - (Staff Nurse Enrolled Nursing)

3. PARTNERSHIP WITH GOVERNMENT ON APCS

- ❑ **Business case** submitted to NDOH
 - Rationale –relief for SANC, Practitioners and Employer.
 - Support for implementation in 2017 by NDOH –
 - delayed due to consultation process, including social Development Sector and other Statutory Council in health sector.
 - Gratitude to unions for support during consultation

- ❑ **Resolution 2 of 2018 of Bargaining Council**
 - *Employers will pay for statutory registration fees on behalf of employees in the health and social development sector and accordingly recoup such payment from the employees by means of one-month deduction within such a year.....*

- ❑ **Implementation-** First planning meeting with NDOH and PHSDSBC on 28 February
- ❑ **Warning** = Misleading published article in particular magazine incorrectly stating that deductions from nurses' salaries will be done by SANC.
- ❑ **Fact** = Government will deduct through Persal and (**NOT by SANC**) and pay on behalf of employees

4. COUNCIL RESOLUTIONS

- **Special Concession** on intake on legacy qualifications
 - R425, R48 and R212 (Council March 2019)-to ensure there is no gap in production of Professional Nurses, Midwives and other additional qualifications- not mandatory
- **Nurse Register System** (Membership Management System)- approved by 15th Council, rescinded by 16th Council. Process being re-started
- **Withdrawal of accreditation**
 - NEIs who offered the already phased out legacy nursing qualifications

5. Contentious matters

- **Permission/ Authorization letters for NEIs by PHOH**
 - Prerogative of Heads of Health, subject to need for new schools and need for nursing programmes that are supportive of Department's HRH Plan.
 - **Read in conjunction with Circular 1 of 2018 from DG of Health**


- **Endorsement letters for NEIs by SANC**
 - Prompted by letter of intent from the NEI to SANC indicating programmes to be offered

- **Registration of (nursing) qualifications**
 - Chicken-egg scenario between DHET and SANC
 - CHE recommendation to SAQA to register (nursing) qualifications

- **Appeals by NEIs on de-accreditation intent by the SANC (for non-compliance)- SANC decision of hold during appeal- Section 57 of the Nursing Act.**

CONCLUSION

Appeal from the SANC

- ❖ Dissemination of information constituent members
 - ❖ Dissemination of **accurate** information
 - ❖ **Harmony** – continuous engagement for clarity
- 

THANK YOU

A decorative teal curved bar at the bottom of the slide, consisting of two overlapping curved segments in different shades of teal.