

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1863.* Fredericton, NB: G. E. Fenety, Printer to the Queen's Most Excellent Majesty, 1863.

26 Victoria – Chapter 11

**An Act relating to Physicians and Surgeons. Passed 20th April, 1863.**

Section.

1. Enumerates Acts repealed.
2. Prescribes terms of qualification.
3. Person licenced since 1816 recognized.
4. Qualified persons can recover fees, &c.

Section.

5. Not to extend to Naval or Military Practitioners.
6. Persons at present authorized to practise, not affected by this Act.

Be it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. From and after the passing of this Act, Title xxxv, Chapter 135, of the Revised Statutes, 'Of Physicians and Surgeons;' An Act to regulate the qualifications of Practitioners in Medicine and Surgery, and to provide a Medical Council of Health in the Province of New Brunswick; An Act to amend an Act to regulate the qualifications of Practitioners in Medicine and Surgery, and to provide a Medical Council of Health in the Province of New Brunswick; and An Act further to amend an Act to regulate the qualifications of Practitioners in Medicine and Surgery, and to provide a Medical Council of Health in the Province of New Brunswick; shall be and the same are hereby repealed.
2. No person shall practice Physic or Surgery within this Province, or demand or receive any fee or reward for the cure of any disease, or the performance of any surgical operation, unless he shall have obtained a Diploma from some College or other public Institution of Great Britain, Ireland, Canada, or other British Colonies, or any Country in Europe, or the United States of America, authorized to grant the same, unless he shall have been carefully examined by competent Judges appointed by the Governor in Council, and upon their report receive a Licence from the Governor for that purpose.
3. All persons licenced by the Governor since the eleventh day of March one thousand eight hundred and sixteen, shall be entitled to the benefits of this Chapter.
4. Every person qualified as aforesaid shall be entitled to demand, sue for and recover reasonable and customary fees for his services, and payment for medicines by him administered in the course of his practice in the capacity either of a Physician or Surgeon.
5. Nothing in this Chapter shall extend to any Physician or Surgeon appointed by Commission or Warrant to serve in the Royal Navy, or in any Garrison or Military Corps being within the limits of this Province.

6. Any person who by virtue of the Acts hereby repealed had obtained or had a right to practice Physic or Surgery in this Province, or who had such right prior to the passing of this Act, is hereby authorized to continue such practice, and to have all the rights and privileges of persons having a Diploma according to the second Section of this Act.