VERŻJONI ELETTRONIKA

L.N. 84 of 2014

HEALTH ACT
(CAP. 528)

Indemnity Insurance for Healthcare Professionals Regulations, 2014

IN EXERCISE of the powers conferred by article 30 of the Health Act, the Minister for Health has made the following regulations:-

1. The title of these regulations is the Indemnity Insurance for Healthcare Professionals Regulations, 2014. Citation.

2. In these regulations, unless the context otherwise requires - Interpretation.

"Act" means the Health Act; Cap. 528.

"Council" shall have the same meaning as that assigned to it in the Health Care Professions Act; Cap. 464.

"healthcare" means health services provided by healthcare professionals to patients to assess, maintain or restore their state of health, including the prescription, dispensation and provision of medicinal products and medical devices;

"healthcare professional" means a professional registered with the relevant Council under the Health Care Professions Act; Cap. 464.

"Minister" means the Minister responsible for health;

"professional indemnity insurance policy" means a policy of insurance against all risks of professional liability arising from the exercise of one's profession;

"public healthcare" means healthcare provided directly by the Government of Malta.

3. (1) It shall be the duty and responsibility of every healthcare professional providing healthcare to patients in Malta to ensure that he is covered by a professional indemnity insurance policy, or a guarantee or similar arrangement that is equivalent or essentially comparable as regards its purpose, which is appropriate to the nature and extent of the risk which he undertakes when providing healthcare services to patients. Practicing professionals to have indemnity insurance cover.

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(2) The obligation referred to in sub-regulation (1) shall not apply to public healthcare provided by healthcare professionals, but only insofar as the services they provide within the public healthcare system of Malta are concerned.

Information to the Council.

4. (1) It shall be the duty of every healthcare professional to confirm to the relevant Council, on an annual basis, or as directed by the relevant Council form time to time, that the obligation imposed by regulation 3(1) is being satisfied.

(2) For the purposes of sub-regulation (1), every relevant Council shall have the right to request from a healthcare professional, any documentation attesting that such an obligation was infact satisfied.

Revokes the Indemnity Insurance for Healthcare Professionals Regulations, 2013. L.N. 388 of 2013.

5. The Indemnity Insurance for Healthcare Professionals Regulations, 2013 are hereby revoked.

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