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Government Notices

MINISTRY OF HEALTH AND SOCIAL SERVICES

No. 30

2009

REGULATIONS RELATING TO SCOPE OF PRACTICE OF CLINICAL PSYCHOLOGISTS AND EDUCATIONAL PSYCHOLOGISTS: SOCIAL WORK AND PSYCHOLOGY ACT, 2004

Under section 56 of the Social Work and Psychology Act, 2004 (Act No. 6 of 2004), and on the recommendation of the Social Work and Psychology Council of Namibia, I have made the regulations set out in the Schedule.

R.N. KAMWI
MINISTER OF HEALTH AND SOCIAL SERVICES

Windhoek, 18 February 2009

SCHEDULE

Definitions

1. In these regulations, unless the context otherwise indicates, a word or expression defined in the Act has that meaning, and -

“profession of psychology” means the profession of a clinical psychologist or the profession of an educational psychologist;

“psychologist” means a clinical psychologist or an educational psychologist; and

“the Act” means the Social Work and Psychology Act, 2004 (Act No. 6 of 2004).

Scope of practice of psychology

2. (1) The following acts are regarded to be acts specially pertaining to the practice of psychologists -

- (a) professionally assess, diagnose and treat psychological and mental ailments and disorders in humans, and disfunctions in human behaviour;
- (b) assist any person, groups of people, couples and families regarding personal well-being and relationships, work or professions or occupations, and mental health.

(2) For the purposes of subregulation (1) and of the application of the Act, a psychologist may perform the following acts -

- (a) psychological assessment and diagnosis of a patient, including -
 - (i) consultations regarding -
 - (aa) the mental status of the patient, including the emotional, intellectual and behavioural functioning, and exploring the thoughts, emotions and behaviour of a patient, and the tracing of the origins thereof;
 - (bb) the social, medical, educational, vocational and psychological history of the patient and his or her relatives or the people he or she associates with; and
 - (cc) referral related issues relevant to the patient;
 - (ii) the administering and interpretation of psychometric instruments, including measures of personality, psychopathology, intelligence, aptitude and neuropsychological functioning; and
 - (iii) the review of the records of the patients and the gathering of collateral information to aid the assessment of, and the case management relating to, the patient;
- (b) psychological intervention, including -
 - (i) the counselling of, and the conducting of psychotherapy relating to, a patient ranging from a fairly well-adjusted patient to a patient suffering from severe psychopathological and psychological distress or disorders, for the purpose

of the developing of effective ways of controlling and coping therewith by the patient, including -

- (aa) psychoanalysis and psychoanalytical psychotherapy;
 - (bb) behaviour therapy;
 - (cc) clinical hypnosis;
 - (dd) group psychotherapy;
 - (ee) family psychotherapy;
 - (ff) couple psychotherapy;
 - (gg) cognitive psychotherapy;
 - (hh) interpersonal psychotherapy;
 - (ii) systemic psychotherapy; and
 - (jj) brief psychotherapy; and
- (ii) the assisting of a patient to implement changes and alleviate any distress or disorder referred to in subparagraph (i);
- (c) the career development of a patient, including -
- (i) the assessing of, and the offering of services relating to, educational difficulties experienced by a patient; and
 - (ii) the assisting of a patient in the planning of his or her career;
- (d) the psycho-education of a patient, including -
- (i) interviewing the relatives, teachers or colleagues of the patient to obtain relevant information relating to the patient; and
 - (ii) the provision of psycho-education relating to a specific condition suffered by a patient, and for the purpose of enhancing treatment outcomes and case management relating the patient;
- (e) the programme development relating to, and the evaluation of, a patient, including -
- (i) the application of research skills to analyse the problems of a patient;
 - (ii) the designing of intervention strategies; and
 - (iii) the monitoring and evaluation of programme outcomes in diverse settings;
- (f) the reporting on a patient, including -
- (i) the drafting of a report on the condition of a patient and the submission of a report to a person practising a profession under the Act, to a legal

- practitioner, to a person practising a health or social service profession under any law relating to the practising of health and social services professions, or to any other person who requires the report; and
- (ii) the giving, in a court of law, of expert evidence relating to the psychological assessment and diagnosis of a patient referred to in paragraph (a); and
- (g) the referral of a patient, for further assessment or intervention, to a person practising -
- (i) a profession under the Act; or
 - (ii) a health or social service profession under any law; or
 - (iii) any other profession under any law, and who is able, or who may be able, in the opinion of the psychologist, to conduct that assessment or intervention.
- (3) The acts prescribed by subregulation (2) must be performed in specific areas concerning -
- (a) mental disorders, including mental retardation, learning disorders and motor skills disorders, usually first diagnosed in infancy, childhood or adolescence;
 - (b) delirium, dementia and amnesic and other cognitive disorders;
 - (c) substance-related disorders;
 - (d) schizophrenia and other psychotic disorders;
 - (e) mood disorders;
 - (f) anxiety disorders;
 - (g) somatoform disorders;
 - (h) factitious disorders;
 - (i) dissociative disorders;
 - (j) sexual and gender identity disorders;
 - (k) eating disorders;
 - (l) sleep disorders;
 - (m) impulse-control disorders;
 - (n) adjustment disorders;
 - (o) personality disorders;
 - (p) educational functioning disorders;
 - (q) relationship issues revolving around communication, conflict, separation, divorce, parenting skills and similar psychological traumas, relating to couples, siblings, schools, work and the community; and

- (r) mental disorders due to a general medical condition.
- (4) The acts prescribe by this regulation must be performed by -
 - (a) a clinical psychologist in a clinical or a medical field or setting; and
 - (b) an educational psychologist in an educational field or setting.

Performing of professional acts by a student in the profession of psychology

3. A student in the profession of psychology may perform, as part of his or her education, tuition and training, and on the instructions, and under the direct supervision, of a clinical psychologist or an educational psychologist, as the case may be, any of the acts prescribed by regulation 2.

MINISTRY OF HEALTH AND SOCIAL SERVICES

No. 31

2009

REGULATIONS RELATING TO SCOPE OF PRACTICE OF PSYCHOLOGICAL COUNSELLORS: SOCIAL WORK AND PSYCHOLOGY ACT, 2004

Under section 56 of the Social Work and Psychology Act, 2004 (Act No. 6 of 2004), and on the recommendation of the Social Work and Psychology Council of Namibia, I have made the regulations set out in the Schedule.

R.N. KAMWI
MINISTER OF HEALTH AND SOCIAL SERVICES

Windhoek, 18 February 2009

SCHEDULE

Definitions

1. In these regulations, unless the context otherwise indicates, a word or expression defined in the Act has that meaning, and -

“profession of psychology” means the profession of a psychological counsellor; and

“the Act” means the Social Work and Psychology Act, 2004 (Act No. 6 of 2004).

Scope of practice of psychological counsellor

2. The following acts are regarded to be acts specially pertaining to a psychological counsellor -

- (a) The administering and interpretation of -
 - (i) the psychological testing and assessment of children for school readiness;
 - (ii) the psychometric testing and assessment of a person relating to his or her -
 - (aa) aptitude;

- (bb) interests; and
 - (cc) attitude,
- excluding the assessment of the mental status of a person; and
- (b) the counselling of a person, or more than one person, relating to -
 - (i) his or her or their career or careers;
 - (ii) the human immunodeficiency virus and acquired immune deficiency syndrome;
 - (iii) Community Mental Health;
 - (iv) school readiness;
 - (v) school adjustment, career development and studies;
 - (vi) his or her or their employment regarding adjustment, career development and studies; and
 - (vii) sport, including counselling to individuals or teams;
 - (c) the reporting on the testing, assessment and counselling prescribed by paragraphs (a) and (b) respectively; and
 - (d) the assisting of a clinical psychologist or an educational psychologist in -
 - (i) the making of an assessment or diagnosis on the mental status of a person or a group of persons;
 - (ii) the administering of advanced psychometric evaluation techniques, including personality assessment procedures and intelligence assessment techniques;
 - (iii) the interpretation of the results of the techniques prescribed by subparagraph (ii);
 - (iv) psychotherapeutic procedures aimed at the treatment of psychological ailments or difficulties, including brief term supportive therapeutic interventions, co-therapy in group psychotherapy, family psychotherapy and individual psychotherapy;
 - (v) evaluative interviewing during forensic evaluations, and the establishment of psycho-diagnosis; and
 - (vi) research procedures involving the mental status of a person or a group of persons.

Performing of professional acts by student in the profession of psychology

3. A student in the profession of psychology may perform, as part of his or her education, tuition and training, and on the instructions, and under the direct supervision, of a psychological counsellor, any of the acts prescribed by regulation 2.

MINISTRY OF HEALTH AND SOCIAL SERVICES

No. 32

2008

**REGULATIONS RELATING TO REGISTRATION OF STUDENTS; MAINTAINING
OF REGISTERS OF STUDENTS AND RESTORATION OF NAME TO REGISTER:
SOCIAL WORK AND PSYCHOLOGY ACT, 2004**

Under section 56 of the Social Work and Psychology Act, 2004 (Act No. 6 of 2004), read with sections 21 of that Act, and on the recommendation of the Social Work and Psychology Council of Namibia, I have made the regulations set out in the Schedule.

R.N. KAMWI**MINISTER OF HEALTH AND SOCIAL SERVICES**

Windhoek, 18 February 2009

SCHEDULE**Definitions**

1. In these regulations, unless the context otherwise indicates, a word or expression defined in the Act has that meaning, and -

“certified” means certified as a true copy of the original by a commissioner of oaths appointed under section 5, or designated under section 6, of the Justices of the Peace and Commissioners of Oaths Act, 1963 (Act No. 16 of 1963);

“educational institution in Namibia” means an educational institution in Namibia offering or providing education, tuition or training in psychology or in social work, approved by the Council under section 16(4)(a) of the Act;

“foreign student” means a person who is enrolled as a psychology student or a student social worker at any educational institution situated outside Namibia;

“student” means -

- (a) a psychology student defined in section 21(5)(a) of the Act, and who is enrolled as such a psychology student, excluding a student enrolled for the purpose of his or her first or second year of study;
- (b) a student social worker defined in section 21(5)(b) of the Act, and who is enrolled as a student social worker;
- (c) a foreign student who is also enrolled as a psychology student or as a student social worker,

at an educational institution in Namibia; and

“the Act” means the Social Work and Psychology Act, 2004 (Act No. 10 of 2004).

Application for registration as student

2. (1) An application for the registration of a person as a student in accordance with section 21 of the Act must be accompanied, in addition to the documents, particulars and payments specified in subsection (2) of that section, by -

- (a) a certified photocopy of the identity document or of the passport of the applicant;

- (b) documentary proof of the applicant's enrolment at an educational institution in Namibia and particulars of the course in respect of which he or she is so enrolled; and
- (c) proof, in the case of a foreign student, of his or her enrolment at an educational institution outside Namibia.

(2) The Council may require the applicant to furnish proof, in such manner as the Council may determine, of the applicant's proficiency in the English language.

Register of students

3. The register for psychology students and the register for student social workers established and kept in accordance with paragraph (c) of subsection (2) of section 25 of the Act, must contain, in addition to the particulars specified by subsection (3) of that section, particulars of -

- (a) the course of study for which the student is enrolled at the educational institution in Namibia; and
- (b) any change in any of the particulars recorded in the register.

Restoration of name to register

4. An application in accordance with section 27 of the Act for the restoration of the name of a person to a register, in addition to the documentation referred to in subsection (2) of that section, must be accompanied by -

- (a) the original registration certificate issued under section 21(3)(b) of the Act in the name of the applicant, or if for any reason the original certificate cannot be submitted, proof to the satisfaction of the Council that the applicant was so registered; and
- (b) a certified photocopy of the identity document or of the passport of the applicant.

Language of forms and documents

5. (1) Subject to subregulation (2), any form or document required to be submitted to the Council or to the registrar in terms of these regulations must be in the English language.

(2) Any form or document referred to in subregulation (1) that is not in the English language must be accompanied by a translation thereof into that language, acceptable to the Council.
