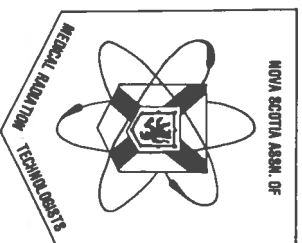


**THE NOVA SCOTIA ASSOCIATION  
OF  
MEDICAL RADIATION TECHNOLOGISTS**



**LETTERS PATENT  
BY-LAWS  
RULES AND PROCEDURES**

**CHAPTER M-11**  
**MEDICAL RADIATION TECHNOLOGISTS ACT**

cited as R.S.N.S., 1967, Chapter 180

**NOTE - Title amended by 1980, c. 41 s. 2.**

**Interpretation**

**1. In this Act,**

- (a) "by-laws" means the by-laws made under this act;
- (b) "Canadian Association" means the Canadian Association Medical Radiation Technologists;
- (c) "Council" means the Council appointed under this Act;
- (d) "medical radiation technology" means the act, process, science or art of carrying out on humans for medical purposes the technical aspect of radiation-diagnosis or radiation-therapeutics;
- (e) "Register (register)" means the register kept under this Act;
- (f) "Registrar" means the Registrar appointed by the Council;
- (g) "Nova Scotia Association" means the Nova Scotia Association of Medical Radiation Technologists. R.S., c. 280, s. 2; 1990, c. 34, s. 3.
- (h) The designated health discipline of Medical Radiation Technologists is divided into the following areas of practice:
  - (a) Radiographic Technologist
  - (b) Radiation Therapy Technologist
  - (c) Nuclear Medicine Technologist
- (i) Radiographic Technologist means a Medical Radiation Technologist who is registered as a member of the C.A.M.R.T. in the discipline of Radiography and utilizes radiating emitting devices in their area of practice.
- (j) Radiation Therapy Technologist means a Medical Radiation Technologist who is registered as a member of the C.A.M.R.T. in the discipline of Radiation Therapy and utilizes radiating emitting devices in their area of practice.
- (k) Nuclear Medicine Technologist means a Medical Radiation Technologist who is registered as a member of the C.A.M.R.T. in the discipline of Nuclear Medicine and utilizes radionuclides, radio-pharmaceuticals and radiation detecting devices in their area of practice.

**Society Continued**

- 2. (1) The Nova Scotia Society of Radiological Technicians incorporated pursuant to the provisions of the Societies Act in the year 1958 is hereby

continued as a body corporate under the name Nova Scotia Association of Medical Radiation Technologists with the powers hereinafter expressed.

#### Members

- (2) The members of the Nova Scotia Association shall consist of such persons as are now and shall hereafter, pursuant to this Act, become members thereof and whose names shall be entered upon the Association's register.

#### Head Office

- (3) The head office of the Association shall be at the City of Halifax or such other place as the Council decides. R.S., c. 180, s. 2; 1980, c. 41, s. 4.

#### Assumption of Obligations and Rights

3. The Association shall assume all obligations of the Nova Scotia Association of Radiation Technologists and shall also succeed it in all its right. R.S., c. 180, s. 3.
4. The Association may acquire and hold real and personal property, and may alienate, mortgage, lease or otherwise charge or dispose of the same or any part thereof. R.S., c. 180, s. 4.

#### Objects

5. The objects of the Association are to increase the knowledge, ability and competence of its members; to improve the standards of the practice of medical radiation technology so as to ensure that the public at all times receives the services of proficient and competent medical radiation technologists of high ethical standards; and to do such lawful things as are incidental or conducive to the attainment of such objects. R.S., c. 180, c. 41, s. 5.

#### Council

6. (1) There shall be a Council of the Association consisting of:
  - (a) seven members of the Association who shall be elected at annual meetings of the Association or in such other manner as provided by the by-laws;
  - (b) a person appointed by the Governor in Council;
  - (c) a member of the Nova Scotia Association of Radiologists appointed by that Association;
  - (d) a person appointed by the Nova Scotia Association of Hospital Organizations.

#### Powers and Duties of Council

- (2) The Council shall, subject to this Act and the by-laws, and to the directions of any general meeting of the Association, conduct the affairs and exercise the powers of the Association. R.S., c. 180, s. 6.

#### By-Laws

7. (1) The Association may make by-laws respecting the affairs, business or property of the Association, its management, government, aims, object or interests, and in particular, but without limiting the generality of the foregoing:

- (a) respecting the constitution of a discipline committee chosen from the Council which shall have the power to suspend the membership of or expel from the Association any medical radiation technologists who the committee finds has been guilty of unprofessional conduct, incompetence, fraud or misrepresentation in connection with his practice;
- (b) regulating the procedure to be followed by the discipline committee in the exercise of its powers;
- (c) prescribing the qualifications of persons to be admitted to and registered in the Association and the proofs to be furnished as to education, character and experience;
- (d) respecting the admission of members, the maintenance of a register of members, and the annual renewal of such registrations;
- (e) prescribing fees on admission to membership, and annual fees and the imposing of assessments on members.

#### Approval

- (2) No by-law or amendment thereto or repeal thereof shall take effect until the same has been approved by the Governor in Council, R.S., c. 180, s. 7; 1980, c. 41, s. 6.

#### Existing Practitioner

8. Every person who has practised in the Province of Nova Scotia as a medical radiation technologist for a period of three years prior to the coming into force of this Act shall be admitted to the Society if he applied to the Society for such registration within twelve months of the coming into force of this Act. R.S., c. 180, s. 8; 1980, c. 41, s. 7.

#### Restricted Right to Practise

9. (1) No person shall practise medical radiation technology in a hospital or clinic or in the office of a medical or dental practitioner unless:
  - (a) he is a member in good standing of the Association or of the Canadian Association who has successfully passed all examinations prescribed by the Association or the Canadian Association, respectively, and practises under the direction of a nuclear medicine physician, radiation oncologist or radiologist and uses equipment pertinent to that person's designated discipline and area of practice;
  - (b) he is registered and licensed under the Dental Act; or
  - (c) he is a duly qualified medical practitioner; or

(d) he is a student technologist in training in a school for the training of medical radiation technologists approved by the Canadian Medical Association.

Section Does Not Apply

(2) This section (Section) shall not apply to persons employed in hospitals with less than 25 (twenty-five) beds or in hospitals where, in the opinion of the Nova Scotia Health Services and Insurance Commission, the nature and amount of medical radiation technology performed is such as not to warrant having a medical radiation technologist on staff. R.S., c. 180, s. 9; 1973, c. 8, s. 30; 1980, c. 41, s. 8.

Penalty

10. (1) A person who violates any provision of this Act is liable on summary conviction to a penalty of not more than two thousand dollars and in default of payment to imprisonment for no more than six months or to both a fine and imprisonment.

Consent to Prosecution

(2) No action or prosecution for a violation of this Act shall be commenced without the leave of the Attorney General having been first obtained. R.S., c. 180, s. 10.

Certificate of Proof

11. A certificate signed or purported to be signed by the Registrar that a person was or was not a member in good standing of the Association is admissible in evidence without proof of the signature or election of the Registrar and is prima facie proof of the facts certified. R.S., c. 180, s. 11.

**BY-LAWS**  
**NOVA SCOTIA ASSOCIATION OF**  
**MEDICAL RADIATION TECHNOLOGISTS**

1. a) In these By-laws:

"Act" means the Medical Radiation Technologists Act. R.S.N.S. 1965, c. 180;

"Society" means the Nova Scotia Association of Medical Radiation Technologists.

"Council" means the Council of the Society.

b) All former By-Laws of the Society are hereby repealed.

2. **MEETINGS**

a) The annual meeting of the Society shall be held every calendar year at such time and place as may be determined by the Council, and not more than fifteen months after the preceding annual meeting. At this meeting, reports shall be presented by the Council, and auditors shall be appointed for the coming year.

b) Special general meetings of the Society may be called at any time by the Council or by the President. The Recording Secretary shall call a special meeting of the Society upon the written request of at least one-quarter of the members of the Society. If the Recording Secretary does not proceed to cause a meeting to be held within one month from the date such written request is served upon him, the members making such a request may themselves call the meeting by giving notice to all other members as hereinafter set out. Such written request must state the objects of the meeting requested and must be signed by the members making the same. It may consist of several documents in like form, each signed by one or more of such members.

c) Subject to section 2(b) hereof, five days notice of meetings of the Society shall be given orally or in writing to each member. The proceedings of any meeting shall not be invalidated because of the accidental failure to give such notice to any person.

d) At all meetings of the Society, not less than twenty members of the Society shall constitute a quorum. No business shall be transacted at any meeting unless the quorum requisite be present at the commencement of business.

e) All business meetings of the general membership shall be conducted with Bourinot's Rules of Order.

f) The President, if present, shall preside as chairman at all meetings of the Society. In the absence of the President, the Vice-President shall be the Chairman. If neither the President nor Vice-President is present, the members present shall elect a Chairman.

g) The Chairman shall have no vote except in a case of an equality of votes in which case he shall have a casting vote.

h) Every member other than the chairman shall have one and one vote only except honorary life members and student members who have no vote.

i) The Chairman may, with the consent of the meeting, adjourn any meeting from time to time and from place to place, but no business shall be transacted at any adjourned meeting other than the business left unfinished from the meeting at which the adjournment took place.

### 3. ADMISSION AND REGISTRATION

a) The following persons shall be entitled to admission and registration as members of the Society:

(i) persons who were members in good standing of the Society on December 31, 1965;

(ii) persons who, for at least three years immediately preceding March 30, 1965, carried on the art of a medical radiation technologist in the Province of Nova Scotia;

(iii) persons qualifying to practise medical radiation technology pursuant to Section 9, subsection 1 (a) or subsection 1 (d).

b) A certificate of registration in a form to be determined by the Council may be issued to persons entitled to registration upon payment of the prescribed fee.

c) Renewal of registration in a form to be determined by the Council shall be granted to every person entitled thereto upon payment of the prescribed fee.

d) A certificate of registration or a renewal of registration shall expire at the end of December in the year in which it was issued.

e) An applicant for registration shall make application on a form to be determined by the Council.

### 4. MEMBERSHIP

Membership in the Society shall be as follows:

a) **Active Members:** An active member shall be:

(i) a medical radiation technologist possessed of a diploma indicating the successful completion of the qualifying examination set by the Council of Education of the Canadian Association of Medical Radiation Technologists or the Society, and be in good standing with all dues being fully paid up to the Society; or:

(ii) a medical radiation technologist who is an active member in good standing in any Society which is accredited or approved for reciprocity membership with the Canadian Association of Medical Radiation Technologists and has applied for and been granted membership in the Society and has all dues to the Society fully paid up, or:

(iii) is a person who has practised in the Province of Nova Scotia as a medical radiation technologist for a period of three consecutive years prior to the coming into force of the Act, and he has applied to the Society for recognition within twelve months of the sanction of the Act, or:

(iv) a certified radiologist whose application for membership has been accepted by the Executive Committee of the Council but he shall not be eligible to hold executive office.

b) **Honorary Life Members:** Honorary life members shall be distinguished persons intimately connected with radiation science and its application whom the Council declare to honor for services in connection therewith. Honorary life members shall be elected by the Council and every such election shall be announced at the next subsequent meeting of the Society. Honorary life members shall have the privilege of attending all meetings, discussions or conferences of the Society, but shall not have the right to vote thereat except when specifically appointed to a committee of the Society, and their right to vote shall be limited to voting as a member of such committee. Active members shall not be eligible for honorary life membership.

c) **Life Members:** Life members shall be members who have rendered unusual service to the Society and who have served in an outstanding and distinguished manner as radiation technologists. Life members shall be elected by the Council. No officers to the Society shall be eligible for nomination to life membership. Except as herein provided, life members shall enjoy the same privileges as active members, but shall not be liable for dues to the Society.

d) **Student Members:** Student members shall be persons enrolled in hospitals or institutions accredited by the Canadian Association of Medical Radiation Technologists and the Canadian Medical Association as training centers for medical radiation technologists and shall remain student members until qualification as medical radiation technologists which period from enrollment to qualification shall not exceed four years unless extended by Council for good reason.

e) **Associate Members:** Associate members shall be persons not active in the practise of medical radiation technology but who are engaged in commercial activity related thereto. Associate members shall not be eligible for election to the Council or as an officer of the Society.

### 5. COUNCIL

a) There shall be a Council of the Society comprised as follows:

(i) seven members of the Society elected as herein provided;

(ii) one person designated by the Governor-in-Council;

(iii) one person designated by the Nova Scotia Association of Radiologists.

- (iv) one person designated by the Nova Scotia Association of Health Organizations.
- b) The seven members of the Society on the Council shall be the President, Director, and five other members, all of whom shall be elected at the Annual meeting and shall hold office for two years, except the Director who shall hold office for three years.
- c) Members of the Council are eligible for re-election. The President or any member of the Executive Council shall not be permitted to serve more than two consecutive terms in any one position or office.
- d) In the event a member of the Council resigns or ceases to be eligible for membership on the Council, the vacancy thereby created shall be filled for the unexpired portion of the term by the Council from among the members of the Society eligible to serve on the Council.

**6. MEETINGS OF COUNCIL**

- a) Meetings of the Council shall be held as often as the business of the Society may require, and shall be called by the President or Vice-President or by any two counsellors. Notice of such meetings specifying the time and place thereof shall be given either orally or in writing to each member of the Council at least ten days before the meeting is to take place, but non-receipt of such notice by any member of the Council shall not invalidate the proceedings of any such meeting.
- b) No business shall be transacted at any meeting of the Council unless six members are present at the commencement of such business.
- c) The President, or in his absence the Vice-President, or in the absence of both of them, any member of the Council elected from those present, shall preside as Chairman at meetings of the Council.
- d) The Chairman shall have no vote except in the case of an equality of votes in which case he shall have a casting vote.
- e) A resolution signed by all the members of the Council shall be valid and effectual as if it had been cast at a meeting of the Council duly called and constituted.

**7. DUTIES AND POWERS OF THE COUNCIL**

- a) The business of the Society shall be managed by the Council who may exercise all powers of the Society as are not hereby or by statute required to be exercised by the Society in general meeting.
- b) The Council shall report in writing to the annual meeting of the Society.
- c) The Council shall engage such assistance, clerical or otherwise, as it may deem necessary, and it shall determine the remuneration to be paid for such services.
- d) The Council, on behalf of the Society, may from time to time in its discretion, raise or borrow money for the purposes of the Society, and

secure the repayment of monies so raised or borrowed in such manner and upon such terms and conditions in all respects as it thinks fit.

**8. OFFICERS**

- a) The officers of the Society shall be the following: President, Vice-President, Recording Secretary, Treasurer, and Director.
- b) The Council may, at any time, elect an officer to fill the unexpired portion of the term of any officer who has retired for any cause.
- c) The President and Director shall be elected at the annual meeting of the Society as herein before provided. The Vice-President, Recording Secretary and Treasurer shall be elected by the Council from among the members of the Council.
- d) The officers of the Society shall be elected from the active membership by those having voting privileges.
- e) The Executive Secretary shall be appointed by the Council.
- f) The Nova Scotia delegate to the annual meeting of the Canadian Association of Medical Radiation Technologists shall be an officer elected by the officers.
- g) The President shall have general supervision of the affairs of the Society and shall perform such duties as may from time to time be prescribed by the Council. The Vice-President shall, at the request of the Council and subject to its directions, perform the duties of the President during absence, illness or incapacity of the President, or during such period as the President may request him to do.
- h) The Recording Secretary shall have charge of the Minute Book and records of the Society. The Recording Secretary shall be responsible for giving proper notice of all meetings of the Council and the Society and shall cause records to be made and preserved to all meetings of the Council and the Society.
- i) The Executive Secretary shall keep and maintain a register of members and shall perform such other duties as may from time to time be prescribed by the Council.
- j) The Treasurer shall have charge of the books of account and shall generally supervise the receipts and expenditures of the Society, and shall be the custodian of its funds. He shall keep full and accurate accounts of receipts and disbursements, and shall deposit all monies in the name and to the credit of the Society. He shall disburse the funds of the Society as may be authorized or ordered by the Council and shall render to the Council whenever required to do so an account of his transactions as Treasurer and of the financial condition of the Society. He shall also perform such other duties as may from time to time be prescribed by the Council.
- k) The Director shall be the Society's representative on the Board of Directors of the Canadian Association of Medical Radiation Technologists.

l) Contracts, deeds and generally all documents requiring the seal of the Society shall be attested by the signatures of the President and Recording Secretary. In the event of the absence or inability to act of either one of these officers, the Vice-President or the Treasurer may sign in his stead.

m) The President shall be, ex-officio, a member of all standing committees.

n) The duties of all other officials of the Society shall be such as the terms of their engagements call for or as the Council may require of them.

**9. DISCIPLINE**

a) The Council may, of its own motion, and shall upon receiving a complaint in writing from any person, investigate any complaint against any member of the Society where it is in substance alleged or the Council has reasonable grounds for believing that such member has been guilty of misconduct or gross negligence or such incompetence in his business as to render it desirable in the public interest that his registration should be cancelled or suspended.

b) For the purpose of the Act and these By-Laws, misconduct shall include:

- (i) a violation of any of the provisions of the Act;
- (ii) malpractice or infamous, disgraceful, unprofessional or criminal conduct.

c) In lieu of cancellation or suspension of the registration of any person found to be guilty of misconduct or gross negligence, the Council may impose a fine not exceeding Two Hundred Dollars (\$200.00).

**10. FEES**

The Council may, from time to time:

- a) fix the annual fees to be paid by the members of the Society;
- b) fix the time for payment of fees;
- c) order the Executive Secretary to strike off the Register anyone who is in arrears of fees for a period of one year or more;
- d) order the Executive Secretary to reinstate as an active member anyone so disqualified by section (c) herein.

**11. AUDIT OF ACCOUNTS**

a) Auditors shall be appointed each year at the annual meeting of the Society, and on failure of the Society to appoint such, the Council shall do so.

b) The Auditors shall make a written report to the Society upon the balance sheet and accounts, and in every such report they shall state whether in their opinion the balance sheet is a full and fair balance sheet and properly drawn up so as to exhibit a true and correct view of the Society's affairs, and such report shall be read at the annual meeting.

**12. FISCAL YEAR**

The business and financial year of the Society shall end on the last day of February of each year.

**13. COMMITTEES**

a) The Council shall appoint such standing and special committees as they may judge to be required to do the work of the Society and shall determine the duties of these committees.

b) A majority of the members of any committee shall constitute a quorum.

**14. MAKING, REPEALING AND AMENDING BY-LAWS**

a) The Society may make additional By-Laws and repeal or amend any of its By-Laws by the votes of a majority of the members of the Society present at a general meeting.

b) Notice of intention to make, repeal or amend any By-Law shall be given either at a meeting of the Society previous to that at which the proposed addition to or change in the By-Laws is to be considered, or by thirty days written notice to the members of the Society.

**15. MISCELLANEOUS**

a) A copy of the Society's Act of incorporation and by-laws shall, upon request of a member and on payment of fees prescribed by the Council, be furnished to such member.

b) The signature to any notice to be given by the Society may be written or printed.

c) Where a given number of days notice is required to be given, the day of service shall, unless it is otherwise provided, be counted in such number of days.

d) The Council may award special remuneration out of the funds of the Society to any Counsellor or member undertaking any special work or mission on the Society's behalf, other than the routine work ordinarily required of a Counsellor or member of the Society.

e) Voting for election of Counsellors shall be by mail, each ballot paper to carry the seal of the Society, or in such manner as the council may from time to time determine.