

1990 - No. 416

HEALTH ADMINISTRATION ACT 1982 - REGULATION

(Health Administration (Quality Assurance Committees)
Regulation 1990)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Health Administration Act 1982, has been pleased to make the Regulation set forth hereunder.

PETER COLLINS
Minister for Health.

Citation

1. This Regulation may be cited as the Health Administration (Quality Assurance Committees) Regulation 1990.

Commencement

2. This Regulation commences on 1 July 1990.

Definitions

3. In this Regulation:

“**Committee**” means a committee declared to be an approved quality assurance committee under section 20E of the Act;

“the Act” means the Health Administration Act 1982.

Quorum

4. The quorum for a meeting of a Committee is:

- (a) if there is an odd number of members - a majority of the number of members; or
- (b) if there is an even number of members - one half of the number of members plus one,

or as otherwise determined by the Committee.

Chairperson

5. Of the members of a Committee, one is to be elected as chairperson by a majority of those members.

Presiding member

6. (1) The chairperson of a Committee or, in the absence of the chairperson, another member elected to chair the meeting by the members present is to preside at a meeting of the Committee.

(2) The person presiding at any meeting of a Committee has a deliberative vote and, in the event of an equality of votes, has a second or casting vote.

Voting

7. A decision supported by a majority of the votes cast at a meeting of a Committee at which a quorum is present is the decision of the Committee.

General procedure

8. The procedure for the calling of meetings of a Committee and for the conduct of business at those meetings is, subject to the Act, this Regulation and any rules of the prescribed establishment that established the Committee, to be as determined by that Committee.

Information available to the public

9. A Committee is to make available to the public by way of inclusion in its annual report under clause 10, or by such other means as is determined by the prescribed establishment that established the Committee, the following information:

- (a) the services which have been assessed and evaluated by the Committee within the preceding year;
- (b) any action taken (described in general terms) as a result of the assessment and evaluation process referred to in paragraph (a).

Reports to the Minister

10. (1) Each Committee must, at least annually or more often if the Minister so requests, furnish a report to the Minister of its activities during the preceding year.

(2) A report furnished to the Minister is to include the following information:

- (a) information made available to the public under clause 9, and details of the manner in which it was so made available;
- (b) a list of the qualifications and experience of members of the Committee relative to particular services which were assessed and evaluated by the Committee;
- (c) a statement indicating whether or not the exercise of the functions of the Committee has been and will continue to be facilitated by the provision of immunities and protections afforded by Division 6B of Part 2 of the Act;
- (d) a statement indicating whether or not it has been and will continue to be in the public interest to restrict the disclosure of information compiled by the Committee in the course of the exercise of the Committee's functions.

Reports to prescribed establishments

11. (1) At the completion of an assessment and evaluation of a particular service, a Committee is to submit a report to the prescribed establishment that provided the service and to the prescribed establishment that established the Committee.

(2) The report is to include the following information:

- (a) a description of the service assessed and evaluated;
- (b) the general findings of the Committee;
- (c) any specific recommendations made by the Committee, including details of how such recommendations are to be implemented if adopted.

(3) If a Committee recommends that certain action be taken with respect to a particular service provided by a prescribed establishment and that recommendation is adopted by that prescribed establishment and by the prescribed establishment that established the Committee, the Committee is to monitor the implementation of that recommendation and report to both establishments on the progress and outcome of that implementation.

Prescribed establishments

12. Each of the following bodies is prescribed as a prescribed establishment (in addition to those specified in the definition of “prescribed establishment” in section 20D of the Act):

- (a) an establishment within the meaning of the Private Health Establishments Act 1982;
- (b) the bodies listed in Schedule 1.

SCHEDULE 1 - PRESCRIBED ESTABLISHMENTS

(Cl. 12)

Association of Medical Directors of the Australian Pharmaceutical Industry
Association of Medical Superintendents of New South Wales and A.C.T.
Australasian College of Dermatologists
Australasian College of Occupational Medicine
Australasian Society of Nephrology
Australian and New Zealand Association of Physicians in Nuclear Medicine
Australian and New Zealand Society for Epidemiology and Research in Community Health
Australian Association of Clinical Biochemists
Australian Association of Community Physicians
Australian Association of Gerontology
Australian Association of Neurologists
Australian Association of Occupational Therapist Inc.
Australian Association of Physical and Rehabilitation Medicine
Australian Association of Speech and Hearing
Australian Association of Social Workers
Australian Association of Surgeons
Australian College of Allergy

The Australian College of Clinical Psychologists
Australian College of Health Service Administrators
The Australian College of Paediatrics
Australian College of Rehabilitation Medicine
Australian Geriatrics Society
Australian Hospital Association
Australian Institute of Health Surveyors
Australian Institute of Hospital Administrators
Australian Institute of Medical Laboratory Scientists
Australian Institute of Radiography
Australian Optometrical Association
Australian Orthopaedic Association
Australian Physiotherapy Association
Australian Postgraduate Federation in Medicine
Australian Society of Anaesthetists Inc.
Australian Society of Plastic Surgeons Inc.
Cardiac Society of Australia and New Zealand
General Practitioners' Society in Australia
Haematology Society of Australia
Institute of Nursing Administrators of New South Wales and A.C.T.
Institute of Hospital Engineers (Australia)
Medical Record Association of Australia
National Association of General Practitioners of Australia
National Association of Medical Specialists
Neurosurgical Society of Australasia
N.S.W. Institute of Dietitians
N.S.W. Medical Record Association
N.S.W. Operating Theatre Association
N.S.W. Institute of Psychiatry
Otolaryngological Society of Australia Limited
Pharmaceutical Society of N.S.W.
Private Doctors of Australia
Royal Australasian College of Physicians
Royal Australasian College of Radiologists
Royal Australasian College of Surgeons
Royal Australian and New Zealand College of Psychiatrists
Royal Australian College of General Practitioners
Royal Australian College of Medical Administrators
Royal Australian College of Obstetricians and Gynaecologists
Royal Australian College of Ophthalmologists
The Royal College of Pathologists of Australia

Society of Hospital Pharmacists
The Thoracic Society of Australia and New Zealand
Transplantation Society of Australia and New Zealand
Urological Society of Australasia

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SCHEDULE

EXPLANATORY NOTE

The object of this Regulation is to provide:

- (a) for the procedure and reporting duties of quality assurance committees established under Division 6B of Part 2 of the Health Administration Act 1982 to assess and evaluate the provision of health services; and
 - (b) to provide a list of the bodies that are authorised to establish those committees.
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