

**1990 - No. 416**

**HEALTH ADMINISTRATION ACT 1982 - REGULATION**

(Health Administration (Quality Assurance Committees)  
Regulation 1990)

NEW SOUTH WALES



*[Published in Gazette No. 82 of 29 June 1990]*

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.

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**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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**NOTES**

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**SCHEDULE**

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**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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