



New South Wales

Health Services Amendment (Corporate Governance) Regulation 2004

under the

Health Services Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Health Services Act 1997*.

MORRIS IEMMA, M.P.,
Minister for Health

Explanatory note

The object of this Regulation is to make amendments to the *Health Services Regulation 2003* consequent on the enactment of the *Health Services Amendment Act 2004*. The amendments omit a number of obsolete provisions, update a number of other provisions and insert a saving provision with respect to obsolete references to chief executive officers (now known as chief executives).

This Regulation is made under the *Health Services Act 1997*, including section 140 (the general power to make regulations) and clause 1 of Schedule 7 (the power to make regulations of a savings or transitional nature).

2004 No 834

Clause 1 Health Services Amendment (Corporate Governance) Regulation 2004

Health Services Amendment (Corporate Governance) Regulation 2004

under the

Health Services Act 1997

1 Name of Regulation

This Regulation is the *Health Services Amendment (Corporate Governance) Regulation 2004*.

2 Commencement

This Regulation commences on 1 January 2005.

3 Amendment of Health Services Regulation 2003

The *Health Services Regulation 2003* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 3)

[1] Clauses 3, 12, 15, 20, 32, 38 and 38A (8)

Omit “chief executive officer” and “the officer” wherever occurring.

Insert instead “chief executive” and “the chief executive”, respectively.

[2] Clause 9

Omit the clause. Insert instead:

9 Application of Part

This Part applies to a board governed health corporation.

[3] Clauses 11, 12, 18, 20 and 32

Omit “public health organisation” and “the organisation” wherever occurring.

Insert instead “board governed health corporation” and “the corporation”, respectively.

[4] Clause 15 Notification of chief executive

Omit “that officer”. Insert instead “that chief executive”.

[5] Clause 38A Provisions with respect to administrators

Omit clause 38A (5), (6) and (7).

[6] Clause 38A (10)

Omit “an administrator of an area health service appointed under section 29 of the Act or” from the definition of *administrator*.

[7] Clause 39 Savings

Insert at the end of the clause:

- (2) In any Act or instrument, whether enacted or made before or after the commencement of this subclause, a reference to the chief executive officer, or the office of chief executive officer, of an area health service, statutory health corporation or affiliated health organisation is taken to include a reference to the chief executive, or the office of chief executive, of that service, corporation or organisation, as the case requires.