



New South Wales

Health Services Amendment (HealthQuest) Regulation 2009

under the

Health Services Act 1997

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

JOHN DELLA BOSCA, MLC
Minister for Health

Explanatory note

HealthQuest is to be dissolved as a statutory health corporation by the *Health Services Amendment (Dissolution of HealthQuest) Order 2009*. The object of this Regulation is to consequentially construe references to HealthQuest in a number of Acts, regulations and other documents as references to:

- (a) in the case of a reference that relates to the carrying out of a medical assessment—a nominated person or body, or a person who is a member of a nominated class of persons, or
- (b) in any other case—the Crown.

This Regulation is made under the *Health Services Act 1997*, including clause 18 of Schedule 4.

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Clause 1 Health Services Amendment (HealthQuest) Regulation 2009

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Health Services Act 1997

1 Name of Regulation

This Regulation is the *Health Services Amendment (HealthQuest) Regulation 2009*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Health Services Regulation 2008

Clause 18

Insert after clause 17:

18 Construction of references to HealthQuest

- (1) Except as provided by subclauses (2)–(5), a reference in any document to HealthQuest is to be construed as (or until 1 July 2009 as including) a reference to:
 - (a) in the case of a reference that relates to the carrying out of a medical assessment—a person or body nominated, or a person who is a member of a class of persons nominated, by the Director of Public Employment, or
 - (b) in any other case—the Crown.
- (2) **Marine Pilotage Licensing Regulations**

A reference in clause 25 (2) (a) or (3) (a) of the *Marine Pilotage Licensing Regulations* to HealthQuest is to be construed as (or until 1 July 2009 as including) a reference to a person or body nominated, or a person who is a member of a class of persons nominated, by the Chief Executive of the Maritime Authority of NSW.
- (3) **Police Act 1990**

The reference in section 216AA (1) (b) of the *Police Act 1990* to HealthQuest is to be construed as (or until 1 July 2009 as including) a reference to a person or body nominated, or a person who is a member of a class of persons nominated, by the Commissioner of Police.
- (4) **Public Sector Employment and Management (General) Regulation 1996**

A reference in clause 17, 86 or 87 of the *Public Sector Employment and Management (General) Regulation 1996* to HealthQuest is to be construed as (or until 1 July 2009 as including) a reference to a person or body nominated, or a person who is a member of a class of persons nominated, by the Director of Public Employment.

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(5) **Superannuation Act 1916**

A reference in section 50 of or Schedule 17 to the *Superannuation Act 1916* to HealthQuest is to be construed as (or until 1 July 2009 as including) a reference to a person or body nominated, or a person who is a member of a class of persons nominated, by the SAS Trustee Corporation.

(6) This clause has effect despite any provision of Part 2 of Schedule 4 to the Act.

(7) In this clause:

Director of Public Employment has the same meaning as in the *Public Sector Employment and Management Act 2002*.

document means any Act or statutory instrument, or any other instrument, or any contract or agreement.

Note. HealthQuest is dissolved as a statutory health corporation by the *Health Services Amendment (Dissolution of HealthQuest) Order 2009*.