



New South Wales

Health Services Amendment (Functions of Local Health Districts) Regulation 2019

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*.

BRADLEY HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The object of this Regulation is to prescribe persons employed in or by a government sector agency (within the meaning of the *Government Sector Employment Act 2013*) as a class of persons to whom a local health district may delegate any of its functions.

This Regulation is made under the *Health Services Act 1997*, including sections 40(1)(d) and 140 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Health Services Amendment (Functions of Local Health Districts) Regulation 2019*.

2 Commencement

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

3 Amendment of Health Services Regulation 2018

Clause 34A

Insert after clause 34—

34A Delegation of functions of local health districts

For the purposes of section 40(1)(d) of the Act, persons employed in or by a government sector agency (within the meaning of the *Government Sector Employment Act 2013*) are prescribed as a class of persons to whom a local health district may delegate any of its functions.

Note. Section 40 of the Act qualifies the scope of delegations of the functions of local health districts, including by providing that certain functions may not be delegated, that the whole of a local health district's functions may not be delegated and that the Health Secretary may give a direction to a local health district concerning delegations under that section.