



New South Wales

# Health Practitioner Regulation (New South Wales) Amendment (Membership of Councils) Regulation 2021

under the

Health Practitioner Regulation National Law (NSW)

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Health Practitioner Regulation National Law (NSW)*.

BRAD HAZZARD, MP  
Minister for Health and Medical Research

## Explanatory note

The object of this Regulation is to amend the *Health Practitioner Regulation (New South Wales) Regulation 2016* to—

- (a) update provisions relating to the membership of the Aboriginal and Torres Strait Islander Health Practice Council, Chinese Medicine Council, Medical Radiation Practice Council and Occupational Therapy Council, and
- (b) omit redundant provisions relating to the membership of certain Councils established for health professions, and
- (c) provide that members of the Chiropractic Council, Optometry Council, Osteopathy Council and Podiatry Council are to be appointed by the Governor, and
- (d) provide for savings and transitional matters.

This Regulation is made under the *Health Practitioner Regulation National Law (NSW)*, including sections 41E and 247A (the general regulation-making power).

## **Health Practitioner Regulation (New South Wales) Amendment (Membership of Councils) Regulation 2021**

under the

Health Practitioner Regulation National Law (NSW)

### **1 Name of Regulation**

This Regulation is the *Health Practitioner Regulation (New South Wales) Amendment (Membership of Councils) Regulation 2021*.

### **2 Commencement**

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

## **Schedule 1 Amendment of Health Practitioner Regulation (New South Wales) Regulation 2016**

**[1] Clause 17**

Insert after clause 16—

**17 Savings and transitional—members of certain Councils**

- (1) A person who was a member of the Chiropractic Council, Optometry Council, Osteopathy Council or Podiatry Council immediately before the commencement of the amending Regulation is taken to have been appointed to the Council by the Governor.
- (2) In this clause—  
*the amending Regulation* means the *Health Practitioner Regulation (New South Wales) Amendment (Membership of Councils) Regulation 2021*.

**[2] Schedule 1 Membership of Councils**

Omit Part 2, heading. Insert instead—

### **Part 2 Aboriginal and Torres Strait Islander Health Practice, Chinese Medicine, Medical Radiation Practice and Occupational Therapy Councils**

**[3] Schedule 1, clause 2, heading**

Omit “**Inaugural membership**”. Insert instead “**Membership**”.

**[4] Schedule 1, clause 2(1)**

Omit “(a *new health profession Council*)”.

**[5] Schedule 1, clause 2(2)**

Omit “new health profession Council (other than the Aboriginal and Torres Strait Islander Health Practice Council of New South Wales)”.

Insert instead “Council specified in subclause (1)(b)–(d)”.

**[6] Schedule 1, clause 2(5)**

Omit “new health profession” wherever occurring.

**[7] Schedule 1, clause 12**

Omit the clause.

**[8] Schedule 1, clause 13(2)**

Omit “The members of a Council under this Part are to consist of”.

Insert instead “Each Council to which this clause applies consists of 4 members, appointed by the Governor, being”.

**[9] Schedule 1, clause 13(4)**

Omit the subclause.