

**AREA HEALTH SERVICES (VISITING PRACTITIONERS)
AMENDMENT BILL 1988**

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Public Hospitals (Visiting Practitioners) Amendment Bill 1988.

The object of this Bill is to amend the Area Health Services Act 1986 to provide that where a provision of the Principal Act (or a regulation or by-law under it, whenever made) is inconsistent with the rights and obligations under a contract entered into between a visiting practitioner and an area health service for the provision of medical services by the practitioner, the provisions of the contract will prevail to the extent of the inconsistency.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the commencement of the proposed Act at the same time as the commencement of the proposed Public Hospitals (Visiting Practitioners) Amendment Act 1988.

Clause 3 substitutes section 33 of the Principal Act. Under that section, as currently in force, the provisions of a service agreement between a visiting practitioner and an area health service prevail (to the extent of any inconsistency) over the provisions of any regulation or by-law made under the Principal Act. Under the new section, the provisions of such an agreement will prevail over the provisions of the Principal Act itself, as well as its regulations and by-laws.
