



New South Wales

Health Services Amendment (Industrial Relations) Bill 2024

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to make amendments to the *Health Services Act 1997* and the *Health Services Regulation 2018* consequent on the re-establishment of the Industrial Court.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Health Services Act 1997 No 154

Schedule 1 substitutes the *Health Services Act 1997*, section 90. Currently, the section provides that on receipt of a relevant application, the Minister for Industrial Relations must appoint a person in accordance with the regulations to be the arbitrator for making a determination about the terms and conditions of work, the amounts or rates of remuneration and the bases on which those amounts or rates are applicable, in respect of medical services provided by visiting medical officers under fee-for-service contracts or sessional contracts, or both.

Schedule 2 Amendment of Health Services Regulation 2018

Schedule 2 makes a consequential amendment to repeal the *Health Services Regulation 2018*, clause 34. The substituted section will instead provide that the Minister must appoint a judicial member of the Industrial Relations Commission nominated by the President of the Commission.



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This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly

Clerk of the Legislative Assembly



New South Wales

Health Services Amendment (Industrial Relations) Bill 2024

No. , 2024

A Bill for

An Act to make amendments to the *Health Services Act 1997* and the *Health Services Regulation 2018* consequent on the re-establishment of the Industrial Court.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.

Legislative Council

Clerk of the Parliaments

The Legislature of New South Wales enacts—

1

1 Name of Act

2

This Act is the *Health Services Amendment (Industrial Relations) Act 2024*.

3

2 Commencement

4

This Act commences on the date of assent to this Act.

5

Schedule 1	Amendment of Health Services Act 1997 No 154	1
Section 90		2
Omit the section. Insert instead—		3
90	Appointment of arbitrator by relevant Minister	4
	On receipt of an application under section 89, the relevant Minister must appoint a judicial member of the Industrial Relations Commission nominated by the President of the Commission to be the arbitrator for the purposes of making a determination under this part.	5 6 7 8

Schedule 2 Amendment of Health Services Regulation 2018

1

Clause 34 Appointment of arbitrator by relevant Minister

2

Omit the clause.

3