

[Act 1995 No 9]



New South Wales

# Health Legislation Amendment Bill 1995

## Explanatory note

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

### Overview of Bill

The object of this Bill is to amend certain Acts relating to health matters as follows:

- (a) to empower the Medical Tribunal to suspend a person from practising medicine, or to deregister the person, on the grounds that the person has been convicted of an offence (and the circumstances of the offence render the person unfit to practise medicine) or on the grounds of the lack of good character,
  - (b) to make it clear that costs may be awarded against any person entitled to appear in proceedings before the Medical Tribunal,
  - (c) to remove any doubt as to the Governor's power to make certain regulations under the *Poisons Act 1966*,
  - (d) to extend from 6 months to 2 years the time allowed for the commencement of proceedings for certain offences under the *Public Health Act 1991*,
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- (e) to repeal and re-enact a provision relating to the duty of a chief executive officer of a hospital to provide the Director-General of the Department of Health with information concerning persons suffering from a notifiable disease,
- (f) to enable regulations to be made for or with respect to the infection control standards to be followed by dental technicians, physiotherapists and podiatrists,
- (g) to make consequential amendments.

A detailed explanation of each amendment is set out in the Bill in the Schedule in which the amendment appears.

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides that the proposed Act will commence on a day or days to be proclaimed.

**Clause 3** gives effect to the Schedules of amendments to various Acts.

**Clause 4** makes it clear that the explanatory notes contained in the Schedules do not form part of the proposed Act.

**Schedules 1–4** contain amendments to the following Acts to give effect to the object described above:

Dental Technicians Registration Act 1975

Medical Practice Act 1992

Physiotherapists Registration Act 1945

Podiatrists Act 1989

Poisons Act 1966

Public Health Act 1991.