

Psychologists Regulation 2008

[2008-195]



New South Wales

Status Information

Currency of version

Repealed version for 20 June 2008 to 30 June 2010 (accessed 28 December 2024 at 19:19)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Regulation was repealed by Sch 3 to the [Health Practitioner Regulation Amendment Act 2010 No 34](#) with effect from 1.7.2010.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 1 July 2010

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Psychologists Regulation 2008



New South Wales

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Psychologists Act 2001*.

REBA MEAGHER, M.P., Minister for Health

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Psychologists Regulation 2008*.

2 Commencement

This Regulation commences on 1 September 2008.

Note—

This Regulation replaces the *Psychologists Regulation 2002* which is repealed on 1 September 2008 under section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Interpretation

(1) In this Regulation:

the Act means the *Psychologists Act 2001*.

(2) Notes included in this Regulation do not form part of this Regulation.

Part 2 Proceedings of Board

4 Proceedings of Board at ordinary meetings

(1) Unless otherwise determined by the Board, a meeting of the Board is to be held each month.

(2) However, at least 8 meetings of the Board must be held during any period of 12 months.

(3) The Registrar must give each member at least 3 days notice in writing of the time and place of a meeting, together with a copy of the agenda for the meeting.

5 Special and urgent meetings

- (1) The President or any 3 members may, by notice in writing to the Registrar, call a special meeting of the Board, and any such special meeting is to be held within 7 days after the Registrar receives the notice.
- (2) The President may, by notice in writing to the Registrar, call an urgent meeting of the Board for any purpose, and any such urgent meeting is to be held within 3 days after the Registrar receives the notice.
- (3) The Registrar must give each member at least 24 hours notice in writing of the time and place of any special or urgent meeting.

6 Lack of quorum

If at the expiration of 30 minutes after the time appointed for any meeting of the Board a quorum is not present, the meeting and all business stand adjourned to the next meeting or to such other date as may be fixed by the members present.

Part 3 Miscellaneous

7 Excluded offences

- (1) Sections 20 (1) (a), 21 (1) (a) and 22 (1) of the Act do not apply in respect of an excluded offence.
- (2) An excluded offence is not relevant for the purposes of clause 4 of Schedule 1 to the Act.
- (3) In this clause:

excluded offence means any offence relating to the parking of motor vehicles or any offence under the road transport legislation (within the meaning of the [Road Transport \(General\) Act 2005](#)) except for the following offences:

- (a) an offence under section 25A (1), (2) or (3) of the [Road Transport \(Driver Licensing\) Act 1998](#),
- (b) an offence under section 171 (2) of the [Road Transport \(General\) Act 2005](#),
- (c) an offence under section 9, 12 (1), 42 (2), 43 or 70 of the [Road Transport \(Safety and Traffic Management\) Act 1999](#),
- (d) an offence under section 42 (1) of the [Road Transport \(Safety and Traffic Management\) Act 1999](#), but only if the registered psychologist is, by way of penalty, sentenced to imprisonment or fined a sum of not less than \$200,
- (e) any other offence under the road transport legislation if the court orders the disqualification of the registered psychologist from holding a driver licence.

8 Notice of mental incapacity of registered psychologist

- (1) For the purposes of section 23 of the Act, the person required to cause notice of mental incapacity to be given to the Registrar is:
 - (a) in the case of a registered psychologist who is a mentally incapacitated person and becomes a patient at a mental health facility because of that incapacity—the medical superintendent of the facility, or
 - (b) in the case of a registered psychologist who is a protected person under the *Protected Estates Act 1983*—the Protective Commissioner.
- (2) Notice for the purposes of section 23 of the Act is to be given by telephone within 1 day, and by post within 7 days, after the registered psychologist is admitted to the facility or becomes a protected person, and is to specify the following:
 - (a) the name and residential address of the psychologist,
 - (b) the date on which the psychologist was admitted to the facility at which the psychologist is a patient or became a protected person.

9 Appeal on point of law

An appeal referred to in section 77 of the Act is to be made:

- (a) by causing a notice of appeal, specifying the grounds on which the appeal is made, to be given to the Chairperson (or, if a Deputy Chairperson is nominated under section 77 (1), to the Deputy Chairperson so nominated), and
- (b) by causing a copy of the notice of appeal to be given to each other party to the proceedings from which the appeal has arisen.

10 Fee for inspection of Register

For the purposes of clause 21 (5) of Schedule 1 to the Act, the prescribed fee (being the maximum amount for an inspection of the Register) is \$20.

11 Fee for additional information to be to be recorded in Register

For the purposes of clause 22 (3) of Schedule 1 to the Act, the prescribed fee (being the fee for recording additional particulars in the Register) is \$20.

12 Saving

Any act, matter or thing that, immediately before the repeal of the *Psychologists Regulation 2002*, had effect under that Regulation continues to have effect under this Regulation.