

Australian Capital Territory

Explanatory Statement

Health Professionals (Medical Board) Appointment 2007 (No 1)

Disallowable instrument DI2007 - 103

made under the

Health Professionals Regulation 2004, Schedule 2 clause 2.6

The *Health Professionals Act 2004* aims to protect the public from risk of harm by ensuring that all health professionals are competent to provide health services.

The ACT Medical Board is constituted under Section 2.6 of Schedule 2 to the *Health Professionals Regulation 2004*. Section 2.6 requires that there be a president and five appointed members, two of whom are community representatives one being a lawyer for a continuous period of at least five years.

Regulation 10 (1) provides that the Minister appoints Board members in accordance with the *Legislation Act 2001 div 19.3.3*. Accordingly, the instrument is a disallowable instrument. Regulation 11(5) provides that the Minister must appoint the president and five appointed members. The position of community representative, being a lawyer, is currently vacant.

In accordance with the *Legislation Act 2001* the nominations were considered by the Standing Committee on Health and Disability at its meeting on 9 March 2007 and the recommendations noted.

Ms Megan Lauder is to be appointed as community representative member to the ACT Medical Board until 15 April 2011. Ms Lauder is not a public servant.