

Australian Capital Territory

Health Professionals (Veterinary Surgeons Board) Appointment 2014 (No 1)

Notifiable instrument NI2014— 584

made under the

Health Professionals Regulation 2004, section 5 (Board president)

EXPLANATORY STATEMENT

The ACT Veterinary Surgeons Board (the board) is established by schedule 1 of the *Health Professionals Regulation 2004* (the regulation).

Section 5 (1) of the regulation provides that the Minister must appoint a person to be president of a health profession board. The Minister for Health has delegated the power to appoint the president of the board to the Minister for Territory and Municipal Services, pursuant to section 254A of the *Legislation Act 2001*.

This instrument appoints Dr Sarah Webb as acting president of the board for a period of 6 months, commencing on 14 November 2014.

Section 5 (2) of the regulation provides that the Minister may only appoint a person as a president of a health profession board if that person—

- (a) is a registered member of a health profession for which the health profession board was established; and
- (b) has been registered for a continuous period of at least 3 years immediately before the day of appointment.

Dr Webb meets the requirements of section 5 (2).

Section 11 (1) of the regulation provides that before appointing someone other than a community representative to a health profession board the Minister must consult the board. The Minister has consulted the board on the appointment of Dr Webb.

Section 228 of the *Legislation Act 2001* provides that before making an appointment to a statutory position, a Minister must consult with the relevant standing committee of the Legislative Assembly. Section 227 of the *Legislation Act* provides that the consultation requirement in section 228 does not apply to the appointment of a person to, or to act in, a statutory position for not longer than 6 months, unless the appointment is of the person to, or to act in, the position for a second or subsequent consecutive period. As this is the first appointment of Dr Webb to act as president of the board, the Minister is not required to consult with a standing committee.

Dr Webb is not an ACT public servant.