

**AUSTRALIAN CAPITAL TERRITORY
EXPLANATORY STATEMENT**

INSTRUMENT NO. 32 OF 2001

PUBLIC HEALTH ACT 1997

**Declaration of the Operation of a Private Hospital to be a Licensable
Public Health Risk Activity**

Subsection 18(1) of the *Public Health Act 1997* (the Act) provides that the Minister may, by instrument, declare an activity that may result in the transmission of disease, or that may otherwise adversely affect the health of individuals in the context of the wider health of the community, to be a public health risk activity.

Paragraph 18(3)(a) of the Act provides that a for a public health risk activity shall indicate whether the declared activity is licensable, non-licensable or registrable.

This instrument declares the Operation of a Private Hospital to be a:

1. public health risk activity under subsection 18(1) of the Act; and
2. licensable public health risk activity under subsection 18(3)(a) of the Act.

A declaration under Section 18 of the Act is a disallowable instrument for the purposes of Section 10 of the *Subordinate Laws Act 1989*.