

# AUSTRALIAN CAPITAL TERRITORY.

No. 7 of 1952.

## AN ORDINANCE

### To amend the Canberra Community Hospital Ordinance 1938-1950.

**B**E it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909-1938* and the *Seat of Government (Administration) Act 1910-1947*, as follows:—

1.—(1.) This Ordinance may be cited as the *Canberra Community Hospital Ordinance 1952*.<sup>\*</sup> Short title and citation.

(2.) The *Canberra Community Hospital Ordinance 1938-1950* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Canberra Community Hospital Ordinance 1938-1952*.

2. Section five of the Principal Ordinance is amended—

Definitions.

(a) by inserting before the definition of “infectious disease” the following definition:—

“‘dependant’, in relation to a person, means—

(a) the wife of that person; or

(b) a child under the age of seventeen years who is wholly or partially dependent for support on that person;”;

(b) by inserting after the definition of “prescribed” the following definition:—

“‘services’ includes—

(a) the provision of drugs and dressings specified, from time to time, in the *British Pharmacopoeia* or in the Second Schedule to the Pharmaceutical Benefits Regulations, or of such other drugs or dressings as the Minister approves; and

(b) the removal of persons to, and from, the Hospital;” ; and

---

<sup>\*</sup> Notified in the *Commonwealth Gazette* on 27th June, 1952.

(c) by adding at the end of that section the following definition:—

“treatment” means accommodation, maintenance, attendances, services and medical, dental and hospital treatment.”.

Qualifications  
for election as  
a member of  
the Board.

3. Section nine of the Principal Ordinance is amended by omitting paragraph (a) and inserting in its stead the following paragraph:—

“(a) an honorary or a visiting medical officer of the Hospital;”.

Revenue of  
the Board.

4. Section twenty-seven of the Principal Ordinance is amended by inserting in paragraph (c), after the word “from”, the words “, or in respect of,”.

5. Sections thirty-one A to section thirty-seven (inclusive) of the Principal Ordinance are repealed and the following sections inserted in their stead:—

Treatment.

“32. The Board shall provide—

- (a) such treatment as the Minister directs to be provided for in-patients of the Hospital;
- (b) in respect of out-patients of the Hospital who are included in classes of persons approved by the Minister for the purposes of this paragraph—such treatment as the Minister directs to be provided for out-patients included in each of those classes; and
- (c) in respect of other out-patients—such treatment as the Minister directs to be provided for those out-patients.

Charges for  
treatment.

“33.—(1.) Subject to the next succeeding sub-section, the charges for treatment provided by the Board shall be as prescribed.

“(2.) The Minister may, by writing under his hand, direct that treatment of a specified kind provided by the Board for out-patients included in a class approved by the Minister for the purposes of paragraph (b) of the last preceding section shall be provided without charge, and the charges prescribed for the specified treatment shall not be payable by an out-patient included in that class.

Liability for  
charges.

“34.—(1.) The charges prescribed under the last preceding section are, subject to this section, payable by the person who has received the treatment or by a person who has undertaken to be liable for the payment of those charges and are recoverable as a debt due to the Board.

“(2.) Where the person who has received treatment is an infant, the infant and his parent or guardian are jointly and severally liable for the payment of the charges prescribed for that treatment.

"(3.) Where the person who has received treatment is a dependant, the person on whom that person is dependent is liable for the payment of the charges prescribed for that treatment.

"35. If a person dies at the Hospital and funeral expenses are incurred by the Board in respect of that person, the amount of those expenses may be recovered as a debt due to the Board. Funeral expenses.

"36.—(1.) The Minister may remit the whole or a part of a debt, or may postpone payment of a debt, due and payable to the Board under this Ordinance. Remission of amounts due to the Board.

"(2.) Where the Minister remits part of a debt due to the Board, the balance of the amount is the amount of the debt due and payable to the Board.

"(3.) The Minister may, by writing under his hand, delegate to the Board the power conferred by sub-section (1.) of this section so that the power may be exercised by the Board with respect to debts due and payable by such persons or classes of persons as are specified in the instrument of delegation.

"(4.) A delegation under this section—

(a) is revocable at will; and

(b) does not prevent the exercise by the Minister of the power conferred on him by sub-section (1.) of this section.

"37.—(1.) A person authorized in writing by the Board for the purposes of this section may, by writing under his hand, certify that a statement of account contained in or annexed to the writing is a statement of the amount due and payable under this Ordinance by, or in respect of, a person specified in the writing. Statement of amounts due.

"(2.) In an action for the recovery of an amount which is due and payable under this Ordinance—

(a) a certificate given under this section—

(i) is evidence of the facts stated in the certificate; and

(ii) shall, unless the contrary is proved, be deemed to have been signed by the person by whom it purports to have been signed; and

(b) that person shall, unless the contrary is proved, be deemed to be a person authorized by the Board to give a certificate under this section."

6.—(1.) Section forty of the Principal Ordinance is amended— By-laws.

(a) by omitting the words "The Board may with the approval of the Minister" and inserting in their stead the words "The Minister may";

(b) by omitting paragraph (d); and

(c) by adding at the end thereof the following sub-section:—

"(3.) The Board may make recommendations to the Minister in relation to the making, amendment or repeal of by-laws."

(2.) The by-laws in force under the Principal Ordinance immediately before the commencement of this Ordinance shall continue in force as if made under the Principal Ordinance as amended by this Ordinance, but may be amended or repealed by by-laws made under the Principal Ordinance as amended by this Ordinance.

Dated this twenty-seventh day of June, 1952.

W. J. McKELL

Governor-General.

By His Excellency's Command.

EARLE PAGE

for and on behalf of the Minister of State  
for the Interior.

---

By Authority: L. F. JOHNSTON, Commonwealth Government Printer, Canberra.