

AUSTRALIAN CAPITAL TERRITORY

Health Commission (Amendment) Ordinance (No. 3) 1984

No. 70 of 1984

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated 27 November 1984.

N. M. STEPHEN
Governor-General

By His Excellency's Command,

NEAL BLEWETT
Minister of State for Health

An Ordinance to amend the *Health Commission Ordinance 1975*

Short title

1. This Ordinance may be cited as the *Health Commission (Amendment) Ordinance (No. 3) 1984*.¹

Commencement

2. This Ordinance shall come into operation on such date as is fixed by the Minister of State for Territories and Local Government by notice in the *Gazette*.

Principal Ordinance

3. In this Ordinance, "Principal Ordinance" means the *Health Commission Ordinance 1975*.²

Interpretation

4. Section 5 of the Principal Ordinance is amended by adding at the end thereof the following sub-section:

“(3) A reference in a provision of this Ordinance to a determined fee or charge shall be read as a reference to the fee or charge determined under section 76 for the purposes of that provision.”.

Heading to Division 1 of Part VI

5. Before section 66 of the Principal Ordinance the following heading is inserted in Part VI:

“Division 1—General”.

6. After section 69 of the Principal Ordinance the following section and heading are inserted:

Approval of certain transactions by Minister

“70. The Commission shall not, except with the approval in writing of the Minister, enter into a contract for the acquisition or sale of capital assets where the contract involves the payment or receipt of an amount exceeding \$250,000.

Division 2—Provision of services”.

Charges for certain services

7. Section 74 of the Principal Ordinance is amended by omitting sub-sections (2), (2A) and (3) and substituting the following sub-section:

“(2) The amount of a fee or charge that was, at the time when the provision of the relevant service commenced, the determined fee or charge for that service shall be payable to the Commission.”.

8. Section 75 of the Principal Ordinance is repealed and the following sections are substituted:

Election by patient

“75. (1) A patient at a hospital may, by notice in writing given to the Chief Medical Administrator of the hospital, elect to receive medical treatment services exclusively from persons who are not employed by the Commission or acting at the request of the Commission.

“(2) An election made under sub-section (1) may be revoked by notice in writing given to the Chief Medical Administrator of the hospital.

Power of Minister to determine fees

“76. The Minister may, by notice in writing published in the *Gazette*, determine fees and charges for the purposes of this Ordinance.”

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 5 December 1984.
2. No. 16, 1975 as amended to date. For previous amendments *see* Note 2 to No. 20, 1984 and *see also* Nos. 20 and 42, 1984.