

No. , 1927.

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## A BILL

To incorporate, regulate, and otherwise promote the objects of public hospitals; to constitute a Hospitals Commission; to provide for establishing industrial contributions; to provide for the levying of a Hospital Rate; to repeal the Public Hospitals Act, 1898, and certain other Acts; to amend the Local Government Act, 1919, and certain other Acts; and for purposes connected therewith.

[MR. GEORGE CANN;—9 *March*, 1927.]

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**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

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## PART I.

## PRELIMINARY.

Short title  
and com-  
mencement.

**1.** (1) This Act may be cited as the "Public Hospitals Act, 1927," and shall come into operation on a date to be appointed by the Governor and notified by proclamation published in the Gazette.

10

Division of  
Act.

(2) This Act is divided into Parts, as follows:—

PART I.—PRELIMINARY—*ss.* 1-4.PART II.—HOSPITALS COMMISSION—*ss.* 5-10.PART III.—INCORPORATION OF HOSPITALS—*ss.* 11-15.PART IV.—CONSTITUTION AND FUNCTIONS OF BOARD OF DIRECTORS—*ss.* 16-22.PART V.—MISCELLANEOUS—*ss.* 23-28.PART VI.—INDUSTRIAL CONTRIBUTIONS—*ss.* 29-32.PART VII.—HOSPITAL RATE—*ss.* 33-36.PART VIII.—SPECIAL PROVISIONS AS TO CERTAIN HOSPITALS—*s.* 37.

FIRST SCHEDULE.

25

SECOND SCHEDULE.

THIRD SCHEDULE.

Repeals and  
savings.

**2.** (1) The Acts mentioned in the First Schedule to this Act to the extent therein expressed are hereby repealed.

30

(2)

(2) All by-laws, rules and regulations in force at the commencement of this Act shall, so far as the same are not inconsistent with the provisions of this Act, remain in force until altered or repealed by regulations **5** or by-laws made under the provisions of this Act.

(3) All persons appointed or elected to any office under the Acts hereby repealed, and holding office at the time of the commencement of this Act, shall, until such time as appointments and elections to the said **10** offices are made in accordance with the provisions of this Act, be deemed to have been appointed or elected hereunder.

**3.** In this Act, unless the context otherwise Interpre- requires,— tation.

**15** “Board” means the board of directors of a hospital.

“Commission” means the Hospitals Commission of New South Wales constituted under this Act.

**20** “Director” means a person appointed or elected in accordance with the provisions of this Act as a director of a hospital.

**25** “Employer” means person, firm, company, society, or corporation employing persons of either sex working in any occupation or calling for hire or reward, whether on behalf of himself or itself or any other person, or on behalf of the Government of the State, and includes the Crown, any statutory body representing the Crown, and any county council or council of a municipality or shire; and “employee” means **30** a person of either sex who is employed by an employer to work for hire, fee, or reward.

**35** “Hospital” means any institution to which the provisions of this Act have been applied and which has been established for the treatment of persons requiring medical attention primarily those in necessitous circumstances.

**40** “Industrial contribution scheme” means a scheme or arrangement whereby employers and employees contribute towards the support of a hospital.

“Life

“Life member” means any person who at the commencement of this Act was a life member of the hospital, or who contributes to the funds of a hospital a sum of not less than ten pounds in one sum. 5

“Order” includes proclamation.

“Prescribed” means prescribed by the Act or regulations.

“Regulations” means regulations made under the provisions of this Act. 10

“Separate Institution” means any institution mentioned in the Third Schedule and any other hospital under the control of any religious denomination and declared by the Governor to be a separate institution within 15 the meaning of this Act.

Application  
of Act.

**4.** (1) Parts I to V inclusive of this Act shall apply to the hospitals mentioned in the Second Schedule hereto.

(2) The Governor may, after the passing of 20 this Act, by order published in the Gazette, fix, either generally or with reference to a particular hospital, the classes of subscribers, the number of directors of the board of the hospital, the number of directors to be appointed by the Governor and to be 25 elected by the subscribers (or different classes thereof) respectively, and the number of directors who shall constitute a quorum for transacting the business of the board.

(3) The Governor may from time to time, by order 30 published in the Gazette, declare that the provisions of Parts I to V inclusive shall apply to any hospital named in the order, and shall therein fix—

(a) the number of directors of the board of the hospital; 35

(b) (i) the number of directors to be appointed by the Governor; and

(ii) to be elected by the subscribers (or different classes thereof) respectively; and

(c)

(c) the number of directors who shall constitute a quorum for transacting the business of the board.

5 (4) The institutions for the time being mentioned in the Third Schedule to this Act, shall be deemed to be separate institutions for the purpose of this Act, and subject to this section the provisions of this Act shall not apply to such institutions.

10 (5) The Governor may from time to time by order published in the Gazette amend the said Third Schedule—

(a) by making any necessary corrections; or

15 (b) by adding thereto the name of any hospital which in the opinion of the Governor is under the control of any religious denomination; or

(c) by withdrawing from such Schedule the name of any institution mentioned in the said Schedule or which has been added thereto.

20 Upon the name of an institution being withdrawn from the said Schedule the provisions of Parts I to VII of this Act shall apply to and in respect of the institution from a date to be specified in the order.

(6) The Governor may, from time to time, revoke or amend any order made in pursuance of this section.

25 (7) Any order made by the Governor in pursuance of this or any other section of this Act shall be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and if not, within fourteen sitting days after the  
30 commencement of the next session.

## PART II.

## HOSPITALS COMMISSION.

Constitution  
of Hospitals  
Commission.

5. (1) There shall be constituted for the purposes of this Act a Hospitals Commission, which shall consist of three members. 5

(2) Each member shall be appointed by the Governor and shall hold office for a period of five years from the date of his appointment, but may resign his office or may be removed therefrom by the Governor. 10

(3) The Governor may appoint one of such members, being a legally qualified medical practitioner, to be chairman of the Commission.

(4) Any person appointed to fill a vacancy on the Commission occasioned by the death, resignation, 15 or removal of a member, shall hold office for the residue of his predecessor's term.

(5) A member of the Commission whose office becomes vacant by effluxion of time shall be eligible for reappointment. 20

(6) The members of the Commission shall be paid such fees as the Governor may fix. The amount of the fees to be paid to any member shall be based upon the time occupied in discharging his duties as a member of the Commission, but shall not in any year exceed the 25 sum of pounds.

(7) At any meeting of the Commission two members shall form a quorum.

(8) The Commission shall be a body corporate under the name of "The Hospitals Commission of New 30 South Wales," and by that name shall have perpetual succession and a common seal, with power to take, purchase, sell, lease, and hold lands, goods, chattels, and other property for the purposes of this Act, subject always to the restrictions in this Act contained. 35

(9) The Governor may, subject to the provisions of the Public Service Act, 1902, appoint a secretary and such other officers, permanent or temporary, as may be necessary to conduct the business of the Commission.

(10)

(10) The salaries of the members and officers of the Commission and the expenses incurred by them in the administration of this Act shall be paid out of funds to be voted by Parliament.

5 **6.** (1) The Governor on the recommendation of the Commission shall, by order published in the Gazette, divide the State into hospital districts. Hospita  
districts.

(2) The districts shall be described by metes and bounds so as to define the area to be served by any existing hospital or proposed hospital.

10 (3) The Governor may, on the like recommendation, from time to time by order published in the Gazette—

15 (a) redivide the State into districts with or without reference to existing hospitals or districts;

(b) establish new districts;

(c) alter, amend, or annul the boundaries of any district;

20 (d) add to or subtract from the area of any district or unite any two or more districts;

(e) allot districts to existing hospitals;

(f) close any hospital.

**7.** The Commission shall from time to time as it deems expedient— Powers of  
Commission.

25 (a) classify hospitals; and

(b) distribute all funds made available or set apart by the Government for hospital purposes; and

(c) recommend to the Minister the establishment of any hospital or union of two or more hospitals.

30 **8.** (1) No new hospital shall be established except with the approval of the Minister on the recommendation of the Commission, and in accordance with the conditions prescribed, and no funds shall be collected for the purpose of establishing any new hospital without such approval being first obtained. Restrictions  
on establish-  
ment of  
hospitals.

35 (2) Any funds collected in contravention of this section shall be paid to the credit of Consolidated Revenue Fund, and may be recovered from any person or corporation holding the same as a debt by the Commission.

**9.**

Powers of inspections

- 9.** (1) It shall be lawful for the Commission—
- (a) to visit and inspect any hospital and any books or records thereof;
  - (b) to conduct inquiries into the nature, objects, administration, and management of any hospital, and the value, condition, management, and application of the funds, property, and income thereof. 5

¶(2) The powers conferred by subsection one of this section may be exercised by one or more of the members of the Commission or by any officer of the Commission thereunto authorised under the seal of the Commission. 10

(3) Any such member or officer may visit and inspect the hospital, be present at any meeting of the board, and may speak thereat, but take no other part in the meeting. 15

(4) Every officer or servant of the hospital shall give all assistance in his power to any member or officer so authorised, and any information at his disposal relating to the hospital, the management thereof, and all matters connected therewith. 20

(5) Any person obstructing such member or officer, or withholding information from him when making the inspection or conducting the inquiry, shall be liable on summary conviction to a penalty not exceeding *ten* pounds. 25

Regulations

- 10.** (1) Provision may be made by regulations for—
- (a) the election of directors;
  - (b) the determination of the officers to be appointed or elected and the method of their appointment or election and the appointment of medical and other officers and staff; 30
  - (c) the method of filling vacancies on the board of directors, and the qualifications of directors; 35
  - (d) the method of convening and the conduct of meetings of subscribers;
  - (e) the working conditions and hours of duty of officers and staff;
  - (f) the registers, books, and accounts to be kept, including the fixing of the financial year of hospitals; 40
  - (g)



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- (g) the disposal and investment of funds, either when no power of investment exists or to supplement any existing power;
- 5 (h) the purchase of supplies or equipment;
- (i) the admission and discharge of patients, payment of fees by patients for treatment and for the services of medical practitioners in respect of such treatment;
- 10 (j) the construction, use, and management, including insurance, of buildings, and the conditions to be observed in carrying out additions, alterations, and repairs thereto, and the regulation of accommodation and the use of plant, appliances, and equipment;
- 15 (k) the preparation and submission to the Commission of reports and returns;
- (l) the conditions upon which patients not resident in the district which has been allotted to a particular hospital may be admitted and treated at such hospital;
- 20 (m) the regulation of the use of particular hospitals by particular classes of patients;
- (n) any matter in respect of which by-laws may be made under this Act;
- 25 (o) the training of medical students and nursing and other members of the staffs of hospitals and the fees to be paid;
- (p) the establishment of laboratories for the investigation of disease and the records to be kept in connection therewith;
- 30 (q) the appointment of sub-committees of the board and the definition of the powers and duties thereof;
- (r) the disposal of unclaimed property of patients;
- 35 (s) subject to the provisions of the Local Government Act, 1919, or any other Act, the regulation of public appeals for hospital purposes;
- (t) the determination of the rights, duties and obligations of hospitals with reference to the treatment of a contributor under an industrial contribution scheme or of his dependants;
- 40 (u)

- (u) any matter which by this Act is required or permitted to be prescribed or is convenient to be prescribed for carrying this Act or any industrial contribution scheme thereunder into effect.
- (2) The regulations shall be made by the Governor on the recommendation of the Commission. 5
- (3) The regulations shall—
- (a) be published in the Gazette ;
  - (b) take effect from the date of publication or from 10 a later date to be specified in the regulations ; and
  - (c) be laid before both Houses of Parliament within fourteen days after publication if Parliament be in session, and if not, then within 15 fourteen days after the commencement of the next session. If either House of Parliament passes a resolution of which notice has been given at any time within fifteen sitting days after the regulations have been laid before 20 such House disallowing any regulations or part thereof, the regulations or part shall thereupon cease to have effect.
- (4) The regulations may—
- (a) impose a penalty for any breach thereof, and 25 also distinct penalties in case of successive breaches thereof, but no such penalty shall exceed *fifty* pounds ;
  - (b) impose also a daily penalty for any continuing breach thereof not exceeding *five* pounds per 30 day ;
  - (c) fix a minimum as well as a maximum penalty.
- (5) Any penalty may be recovered in a court of summary jurisdiction before two justices.

PART III.

INCORPORATION OF HOSPITALS.

11. (1) Upon the commencement of this Act, the subscribers of each hospital mentioned in the Second Schedule hereto shall be a body corporate by the name of the hospital as set out in the Second Schedule.

(2) Upon the provisions of this Act being applied to a hospital in pursuance of subsection three of section four of this Act, the subscribers of the hospital mentioned in the order shall be a body corporate by the name of the hospital as set out in the order.

(3) Each such body corporate shall have perpetual succession and a common seal, and may in its corporate name sue and be sued, proceed and be proceeded against, in all courts.

(4) The bodies corporate created by any of the Acts mentioned in the said First Schedule are hereby dissolved, and all the assets and liabilities of any such corporate bodies are hereby vested in and may be pursued against the new body corporate constituted by this Act.

(5) Any property vested by the last preceding subsection shall be held subject to any trust affecting the same.

(6) Any reference in any instrument to any of the hospitals mentioned in the said Second Schedule shall, after the commencement of this Act, be construed as a reference to the body corporate into which such hospital is constituted by this Act.

12. Upon the constitution of a hospital as a body corporate—

(a) all real and personal property which are then vested in or held by any person in trust for or on behalf of the hospital is hereby vested in the said body corporate, subject to any trusts affecting the same;

(b) any Crown land set apart for purposes of the hospital, or land resumed for the like purposes and

and vested in the Minister for Public Works or other Constructing Authority, and held, used, or occupied in connection with the hospital, shall in the like event be and the same is hereby vested in the body corporate; 5

- (c) the persons in whom any such property is vested shall take all steps and execute any documents necessary to completely vest in the hospital all the property vested in them, and if trustees of the hospital shall vacate their office. 10

Power  
to hold  
property.

**13.** Each body corporate may take, purchase, hold, and enjoy not only such lands, buildings, and hereditaments as may from time to time be required for the purposes of the hospital, but also any other lands and hereditaments wheresoever situate; and may also take, purchase, receive, hold, and enjoy any chattels and personal property; and may sell, grant, convey, demise, or otherwise dispose of, either absolutely or by way of mortgage, any of its property: 15 20

Provided it shall not be lawful for the body corporate to sell, grant, convey, demise, mortgage, or dispose of any lands, buildings, or hereditaments unless with the approval of the Minister.

Subscribers.

**14.** The following persons shall be subscribers to a hospital within the meaning of this Act:— 25

- (1) Any life member. A person who becomes a life member after the passing of this Act shall be deemed to be a subscriber as and from the date upon which he becomes a life member. 30
- (2) Any person not being a party to an industrial contribution scheme who in any year between the first day of July and the thirtieth day of June next following has contributed to the funds of the hospital a sum of not less than ten shillings. 35

Such person shall be deemed to be a subscriber for twelve months from the first day of July preceding the payment of his subscription.

(3)

(3) Any person nominated in the manner prescribed by the parties to any industrial contribution scheme or by any firm or corporation which contributes to the funds of a hospital.

5 Nominations may be made only in respect of sums contributed in any year between the first day of July and thirtieth day of June next following. They shall be made prior to the last-mentioned date and in accordance with the following provisions:—

- 10 (a) Where the sum contributed exceeds ten shillings, and does not exceed fifty pounds, one person may be nominated.
- 15 (b) Where the sum contributed exceeds fifty pounds, but does not exceed one hundred pounds, two persons may be nominated.
- 20 (c) Where the sum contributed exceeds one hundred pounds, but does not exceed two hundred pounds, three persons may be nominated.
- 25 (d) For every one hundred pounds, or part thereof in excess of two hundred pounds contributed, one additional person may be nominated.

Any person so nominated shall be deemed to be a subscriber for the period of twelve months from the first day of July preceding the date of his nomination.

30 **15.** (1) The Governor may, by order published in the Gazette, divest from any body corporate constituted by this Act any real or personal property vested in the body corporate, and by the same or a like order vest the said property in the Commission. Divesting.

35 (2) The Governor may, by order published in the Gazette, divest from any person any real or personal property held by that person upon trust for the benefit of any hospital which at any time heretofore was established or proposed to be established as a public hospital

hospital within the meaning of the Public Hospitals Act, 1898, and by the same or a like order vest the property in the Commission.

(3) Any property so divested under this section may be managed or disposed of in such manner as the Governor may direct or as may be prescribed. 5

#### PART IV.

##### CONSTITUTION AND FUNCTIONS OF BOARD OF DIRECTORS.

Board of  
directors.

**16.** (1) Each hospital incorporated under the provisions of this Act and its property shall be governed and managed by a board of directors. 10

(2) The board shall consist of the number of directors fixed by order published in the Gazette, who shall in the numbers fixed thereby—

(a) be appointed by the Governor to hold office during his pleasure; and 15

(b) be elected annually by the subscribers of the hospital in the manner prescribed.

(3) The board shall, for all purposes connected with the hospital, represent the body corporate. 20

(4) The Governor may appoint any person to be a director, whether such person is a subscriber of the hospital or not.

Election of  
directors.

**17.** (1) The first elections of directors shall be held—

(a) in the case of the hospitals mentioned in the Second Schedule to this Act within the first twenty-one days of June, one thousand nine hundred and twenty-seven; 25

(b) in the case of a hospital to which the provisions of this Act (or Parts I to V thereof) have been applied by order published in the Gazette on or before a date to be fixed by the order. 30

(2) The elections of directors in subsequent years shall be held at the times and in the manner prescribed. 35

**18.**

**18.** (1) Unless disqualified for election as in the next succeeding subsection mentioned, any subscriber shall be eligible for election as a director. Qualification  
for director.

(2) A subscriber shall be disqualified from election if he is—

- (a) a minor;
- (b) an honorary or paid officer or servant of the hospital;
- 10 (c) a member, officer, or servant of the Commission;
- (d) a person having any direct or indirect pecuniary interest in any agreement or trading with the hospital (other than one in common with the members of an incorporated company or society consisting of more than twenty-five persons, and of which he is neither a director nor manager);
- 15 (e) an insane or incapable person within the meaning of the Lunacy Act, 1898;
- 20 (f) a person who has within the preceding ten years been convicted of any felony or misdemeanour;
- (g) an uncertificated bankrupt.

**19.** (1) Subject to the provisions of this Act and By-laws. of the regulations the board of any hospital may, with the approval of the Commission, from time to time make by-laws for regulating the times and modes of meeting and of transacting business and the appointment of medical officers, auditors, executive and other  
30 officers and nursing staff and sub-committees of the hospital, and generally for the management and government of all officers, servants, visitors, and patients thereof, and may from time to time with the like approval repeal or alter the by-laws so made.

(2) A copy of the by-laws sealed with the seal of the body corporate, and purporting to be certified by the secretary of the hospital as being correct, shall, saving all just exceptions, be received in all courts as conclusive evidence of the by-laws in force at the date  
40 of the certificate.

Power to invest.

**20.** (1) The board may invest in manner prescribed in the Trustee Act, 1925, or by regulation any funds of the hospital and any moneys given or bequeathed to or arising from any donation of real or personal property to the hospital, and may from time to time vary the investments. 5

(2) The board may, subject to any trusts to the contrary, at any time resort to any of its investments and dispose of the same for the purpose of applying the proceeds of the sale to the purposes of the hospital. 10

Governor may appoint board.

**21.** (1) Notwithstanding any provisions in this Act contained the Governor may, by order published in the Gazette, appoint all the directors of the board of any hospital, and the board so appointed shall for all purposes represent the body corporate. 15

(2) The Governor may from time to time amend or revoke any order made in pursuance of this section.

Removal of board and management by Commission.

**22.** (1) The Governor may on the recommendation of the Commission, by order published in the Gazette—  
 (a) remove all or any of the directors of a hospital; 20  
 (b) direct that the management and administration of the hospital be carried on and controlled by the Commission or by such person as may be nominated in the order for such time as may be therein stated. 25

(2) The order may vest in the Commission or in the person so nominated all or any of the powers of the board of the hospital.

(3) The Governor may from time to time vary or revoke any order made in pursuance of this section 30 or extend any time stated in any such order.

## PART V.

### MISCELLANEOUS.

Saving of acts of board.

**23.** No irregularity, informality, or illegality in the election or appointment of any director shall render 35 illegal or invalid any act, deed, matter, or thing done or executed or suffered to be done or executed by the board. 24.



24. (1) Except as is prescribed, no medical practitioner shall charge a patient who is under treatment by him in a hospital with any fees in respect of the treatment.

Fees for medical attendance.

5 (2) No contract between a patient and medical practitioner for such treatment shall be enforceable unless it is in accordance with the regulations.

25. (1) Every person who receives treatment at a hospital shall be liable to pay to the board a reasonable sum for such treatment.

Liability to pay for treatment.

(2) Where the person who receives treatment is an infant, the father or guardian of the infant shall be liable to pay the said sum.

15 (3) The sum shall be determined by the board after considering the means of the patient, and such sum shall not exceed a reasonable equivalent of the estimated cost of maintenance, treatment, transfer and other service rendered in respect of the patient.

20 (4) The board may in its discretion remit or postpone the payment of any charge imposed under this section.

(5) Any sum so imposed shall be deemed a debt due to the body corporate, and may be recovered in any court of competent jurisdiction.

25 26. The provisions of Part III of the Public Works Act, 1912, shall not apply to hospitals to which this Act applies.

Part III of Act No. 45 of 1912 not to apply.

30 27. The Local Government Act, 1919, is amended by the insertion at the end of subsection two of section two hundred and ninety-eight, as amended by the Local Government (Validation and Amendment) Act, 1922, of the following words:—"and may also subsidise any hospital within or without its area where the hospital is subject to the provisions of Parts I to V or Part VIII of the Public Hospitals Act, 1927."

Amendment of Act 1919 No. 41, s. 298.

35 28. Any temporary hospital provided by a council under the powers in that behalf contained in the Local Government Act, 1919, shall be subject to the supervision and control of the Commission to the extent prescribed in the regulations.

Temporary hospitals. 1919, No. 41, s. 299.

## PART VI.

## INDUSTRIAL CONTRIBUTIONS.

Power to  
proclaim.

**29.** (1) The Governor may at the request of the board of a hospital incorporated under this Act, by order published in the Gazette, extend the provisions of this Part of this Act to the hospital. 5

The provisions of this Part may be so extended whether the provisions of Part VII of this Act have been extended or extend to the hospital or not.

(2) The order shall— 10

- (a) declare that an industrial contribution scheme shall be adopted and contributions levied on employers and employees for the purpose of providing funds for the hospital;
- (b) specify the details of the scheme, including the amounts to be contributed and the method of payment, the rights of the contributors and their dependants to treatment at the hospital of the district; 15
- (c) describe the boundaries of the area or district within which the scheme is to take effect; 20
- (d) fix the number of additional directors to be added to the board of the hospital, and the number of such additional directors who are to be elected by the various persons or classes of persons who contribute under the scheme; 25
- (e) fix the number of persons who may be nominated as subscribers by the persons or classes of persons who contribute under the scheme, having regard to their contributions. 30

(3) The Governor may from time to time, by order published in the Gazette, revoke or amend any order made in pursuance of this section.

Liability  
to pay contri-  
butions.

**30.** (1) Upon the publication of an order under this Part of this Act, the employers and employees within the district specified in the order shall be liable to contribute to the hospital therein named the amounts specified in the order. 35

(2)

(2) The hospital may sue for and recover any such amount for which an employer or an employee is liable in any court of competent jurisdiction as a debt due to the hospital.

5 **31.** (1) The board of a hospital to which the provisions of this Part of this Act are extended by order shall be constituted of directors appointed and elected under Part IV of this Act, together with such additional directors as are provided for in the order. Election of board.

10 The first elections of additional directors shall take place as prescribed within the first twenty-one days of June next following the publication of the order, and the additional directors shall hold office for one year from the first day of July following.

15 (2) The annual election of the additional directors shall take place as prescribed.

(3) Subject to this section, the provisions of Parts I to V inclusive of this Act shall apply to any hospital to which the provisions of this Part of this Act are extended.

20 **32.** The provisions of the Truck Act, 1900, or of section forty-nine of the Industrial Arbitration Act, 1912, or of any Act amending or replacing those provisions, shall not apply in respect of deductions from Exclusion of Truck Act, &c.

25 the remuneration of an employee made under any industrial contribution scheme.

## PART VII.

### HOSPITAL RATE.

30 **33.** (1) The Governor may at the request of the board of a hospital incorporated under this Act, by order published in the Gazette, extend the provisions of this Part of this Act to the hospital. Provision for hospital rate.

The provisions of this Part may be so extended, whether the provisions of Part VI of this Act have been extended or extend to the hospital or not.

35

(2)

- (2) The order shall—
- (a) declare that for the purpose of providing funds for the hospital a rate upon the unimproved capital value of land ratable under the Local Government Act, 1919, shall be imposed by the councils upon such ratable lands within the district specified in the order; 5
  - (b) specify the amount of the rate and the date as from which it is to be levied;
  - (c) describe the boundaries of the district within which the rate is to be levied; 10
  - (d) fix the number of additional directors to be added to the board of the hospital, and the number of such additional directors who are to be appointed by the councils of the areas within which the rate is to be levied. 15
- (3) Where it is proposed that any part of the city of Sydney shall be affected by the order, the order may declare that in that part—
- (a) a rate shall be levied under the Sydney Corporation Act, 1902, of such an amount per pound of the net average annual value of the ratable property situate within the boundaries of the part of the city specified in the order, ascertained in accordance with the provisions of the said Act, as will yield approximately the same amount of money as a rate upon the unimproved capital value of the ratable land situated within that part; or 20 25
  - (b) a rate shall be levied on the unimproved capital value of ratable land within that part. 30
- (4) The unimproved capital value of ratable land shall, for the purposes of this section, be ascertained in accordance with the provisions of the law relating to the determination of the unimproved value of land for the purposes of the Sydney Corporation Act, 1902, or the Local Government Act, 1919, or any Acts amending the same, as the case may require. 35
- (5) The Governor may from time to time by order published in the Gazette revoke or amend any order made in pursuance of this section. 40

34. (1) Upon the publication of an order under this section every council of a municipality or shire or of the city of Sydney specified in the order shall levy the rate specified in the order in accordance with such order and under the powers and in manner prescribed by the Local Government Act, 1919, or the Sydney Corporation Act, 1902, or any Act amending the same, as the case may require.

Duty of councils to levy rate.

(2) The provisions of the Local Government Act, 1919, and any Act amending the same shall, where not inconsistent with this Act or any regulation made thereunder, apply to any rate so to be imposed on land situate outside the city of Sydney, and the provisions of the Sydney Corporation Act, 1902, and any Act amending the same shall, where not inconsistent with this Act or any regulation made thereunder, apply to the rate so to be imposed on land situate within the said city :

Provided that the amount of the rate shall not be included in calculating the maximum amount that may be levied as rates under the Local Government Act, 1919, or the Sydney Corporation Act, 1902, or any Acts amending the same.

35. (1) The Municipal Council of Sydney and the councils of the municipalities and shires referred to in the Second Schedule (hereinafter called the said councils) shall, and they are hereby authorised, empowered, and required to collect each year the rate imposed by this Act.

Rate to be collected by councils paid to hospital.

(2) The proceeds of such rate after deducting such proportion thereof for the expense of collection as may be approved by the Governor from time to time in each case shall within such period as may be prescribed by regulation made under this Act be paid by the said council to the hospital specified in the order by which it is declared that the rate should be levied.

36. (1) Subject to this section the board of a hospital to which the provisions of this Part of this Act are extended by order shall be constituted of directors appointed and elected under Part IV of this Act, together with such additional directors as are provided for in the order.

Appointment of additional directors by councils.

A first director appointed by a council in pursuance of any such order shall be so appointed within the first twenty-one days of June next following the publication of the order, and shall hold office for one year from the first day of July following.

(2) The annual appointment of additional directors shall be made as prescribed.

(3) Subject to this section the provisions of Parts I to V inclusive of this Act shall apply to any hospital to which the provisions of this Part of this Act are extended by order.

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## PART VIII.

### SPECIAL PROVISIONS AS TO CERTAIN HOSPITALS.

Application  
of Act to  
certain  
hospitals.

**37.** The powers of the Governor and the Commission under sections six, seven, nine, paragraphs (e) (f) (g) (h) (i) (j) (k) (l) (m) and (s) of section ten, and section twenty-six of this Act shall extend to the hospitals under the management and control of the Benevolent Society of New South Wales and to the Royal Prince Alfred Hospital.

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## SCHEDULES.

## SCHEDULES.

## FIRST SCHEDULE.

Sec. 2.

Reference to Act.	Title or Short Title.	Extent of repeal.
5 No. 16, 1898...	Public Hospitals Act, 1898 .. ...	The whole.
No. 15, 1900...	Public Hospitals (Voting) Act, 1900 ...	The whole.
No. 35, 1904...	Dental Hospitals Union Act, 1904 ...	The whole.
No. 8, 1906 ...	Royal Alexandra Hospital for Children Incorporation Act of 1906.	The whole.
10 No. 21, 1906...	Royal Alexandra Hospital for Children Incorporation Amendment Act of 1906.	The whole.
No. 27, 1915...	Newcastle Hospital Act, 1915 ... ..	The whole.
No. 32, 1915...	Wallsend Mining District Hospital Act, 1915.	The whole.
15 No. 16, 1916...	Illawarra Cottage Hospital Act, 1916 ...	The whole.
No. 34, 1916...	Vegetable Creek Hospital Act, 1916 ...	The whole.
45 Vic. ...	Sydney Hospital Act ... ..	The whole.
No. 20, 1910...	Royal North Shore Hospital of Sydney Act, 1910.	The whole.
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## SECOND SCHEDULE.

Sec. 4.

The Albert Memorial Hospital, Wollongong.	The Bombala Hospital.
The Albury Hospital.	The Bourke Hospital.
25 The Angledool Hospital.	The Braidwood Hospital.
The Armidale and New England Hospital.	The Brewarrina Hospital.
The Auburn Hospital.	The Broken Hill Hospital.
The Ballina Hospital.	The Bulli Cottage Hospital.
30 The Balmain Hospital.	The Bundarra Hospital.
The Balranald Hospital.	The Burrangong District Hospital (Young).
The Barraba Hospital.	The Burrowa Hospital.
The Bathurst Hospital.	The Camden Hospital.
The Bega Hospital.	The Canowindra Hospital.
35 The Berrima District Hospital (Bowral).	The Carcoar Hospital.
The Bingara Hospital.	The Carrington Centennial Hos- pital Home for Convalescents (Camden).
The Blayney Hospital.	The Casino Hospital.
The Boggabri Hospital.	The Cessnock Hospital.

SECOND

SECOND SCHEDULE—*continued.*

The Cobar Hospital.	The Maitland Hospital.	
The Coff's Harbour Hospital.	The Manilla Hospital.	
The Collarenebri Hospital.	The Manly Hospital.	
The Condobolin Hospital.	The Manning River District Hos- 5	
The Coolah Hospital.	pital (Taree).	
The Cooma Hospital.	The Marrickville District Hospital.	
The Coonabarabran Hospital.	The Merriwa Hospital.	
The Coonamble Hospital.	The Molong Hospital.	
The Cootamundra Hospital.	The Moree Hospital.	10
The Coraki (Campbell) Hospital.	The Moruya Hospital.	
The Corowa Hospital.	The Mossgiel Hospital.	
The Cowra Hospital.	The Mount Boppy Hospital.	
The Crookwell Hospital.	The Mudgee Hospital.	
The Dangar Hospital, Singleton.	The Murrurundi Hospital.	15
The Deniliquin Hospital.	The Muswellbrook Hospital.	
The Dubbo Hospital.	The Narrabri Hospital.	
The Dungog Hospital.	The Narrandera Hospital.	
The Forbes Hospital.	The Nepean Hospital (Penrith).	
The Gilgandra Hospital.	The Newcastle Hospital.	20
The Glen Innes Hospital.	The Nyngan Hospital.	
The Goodooga Hospital.	The Orange Hospital.	
The Goulburn Hospital.	The Pambula Hospital.	
The Grafton Hospital.	The Parkes Hospital.	
The Grenfell Hospital.	The Parramatta Hospital.	25
The Griffith Hospital.	The Peak Hill Hospital.	
The Gulgong Hospital.	The Portland Hospital.	
The Gundagai Hospital.	The Prince Albert Memorial	
The Gunnedah Hospital.	Hospital, Tenterfield.	
The Hastings District Hospital	The Queanbeyan Hospital.	30
(Port Macquarie).	The Queen Victoria Homes for	
The Hay Hospital.	Consumptives.	
The Hill End and Tambaroora	The Quirindi Hospital.	
Hospital.	The Raleigh Hospital (Bellingen).	
The Hillston Hospital.	The Royal Alexandra Hospital 35	
The Illawarra Cottage Hospital	for Children.	
(Scarborough).	The Royal North Shore Hospital.	
The Inverell Hospital.	The Royal South Sydney Hospital.	
The Jerilderie Hospital.	The Rylstone Hospital.	
The Junee Hospital.	The Scone Hospital.	40
The Kiama Hospital.	The Sofala Hospital.	
The Kurri Kurri Hospital.	The St. George District Hospital	
The Leeton Hospital.	(Kogarah).	
The Lismore Hospital.	The Sydney Hospital.	
The Lithgow Hospital.	The Sydney Homoeopathic Hospital. 45	
The Lower Clarence Hospital	The Tamworth Hospital.	
(Macleay).	The Temora Hospital.	
The Macleay District Hospital	The Tibooburra Hospital.	
(Kempsey).	The Tingha Hospital.	

SECOND



SECOND SCHEDULE—*continued.*

	The Tumbarumba Hospital.	The Warialda Hospital.
	The Tumut Hospital.	The Warren Hospital.
5	The Tweed District Hospital (Murwillumbah).	The Wee Waa Hospital.
	The United Dental Hospital of Sydney.	The Wellington Hospital.
	The Urana Hospital.	The Wentworth Hospital.
10	The Vegetable Creek Hospital (Emmaville).	The Western Suburbs Hospital.
	The Wagga Wagga Hospital.	The Wilcannia Hospital.
	The Walcha Hospital.	The Windsor Hospital.
	The Walgett Hospital.	The Women's (Crown-street, Sydney) Hospital.
	The Wallsend Hospital.	The Wyalong Hospital.
		The Yass Hospital.

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THIRD SCHEDULE.

Sec. 4.

SEPARATE INSTITUTIONS.

	St. Vincent's Hospital, Darlinghurst.
	Lewisham Hospital.
20	Mater Misericordiæ Hospital, North Sydney.
	Sacred Heart Hospice for the Dying, Darlinghurst.
	St. Joseph's Hospital, Auburn.
	Home of Peace for the Dying, Petersham.
	Sacred Heart Hospital, Young.
25	Hospital of St. John of God, Goulburn.
	St. Margaret's Hospital for Women, Bourke-street.
	Sacred Heart Hospital, Cootamundra.
	St. John's Nursing Home, Young.
	Mater Misericordiæ Hospital, Waratah.
	St. Vincent's Hospital, Bathurst.

[1s. 9d.]

Sydney: Alfred James Kent, Government Printer—1927.

SECOND SCHEDULE

1	The Land Revenue Act, 1901
2	The Land Revenue Act, 1902
3	The Land Revenue Act, 1903
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THIRD SCHEDULE

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THE LAND REVENUE ACT, 1950