

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 15 March, 1961.*

New South Wales



ANNO DECIMO

ELIZABETHÆ II REGINÆ

Act No. , 1961.

An Act to enable the Director-General of Public Health to nominate persons to act in his place on certain boards and committees; for this and other purposes to amend the Public Health Act, 1902, and certain other Acts; and for purposes connected therewith.

BE it enacted by the Queen'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:—

1. (1) This Act may be cited as the "Public Health (Amendment) Act, 1961".
- (2) Short title and commencement.

Public Health (Amendment).

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. (1) The Public Health Act, 1902, as amended by sub-
5 sequent Acts, is amended— Amendment of Act No. 30, 1902.

(a) by inserting in subsection one of section seven after Sec. 7.
the words "Director-General of Public Health" where (Constitu-
firstly occurring the words " , or a person from time tion of
to time nominated by him,"; Board.)

10 (b) by inserting in the same subsection after the words
"that office" the words " , or a person from time to
time nominated by him,".

(2) The Public Health Act, 1902, as amended by sub-
sequent Acts and by this Act, may be cited as the Public
15 Health Act, 1902-1961.

3. (1) The Pure Food Act, 1908, as amended by sub-
sequent Acts, is amended by inserting at the end of subsection Amendment of Act No. 31, 1908.
one of section six the following new paragraph :— Sec. 6.

20 The president of the advisory committee may from
time to time nominate a person to act in his place as a
member, and as the president, of the advisory committee,
and any such person so acting shall be deemed to be a
member of the advisory committee and shall preside at
meetings of the advisory committee at which he is present. (Advisory Committee.)

25 (2) The Pure Food Act, 1908, as amended by sub-
sequent Acts and by this Act, may be cited as the Pure Food
Act, 1908-1961.

Public Health (Amendment).

4. (1) The Nurses Registration Act, 1953, as amended by subsequent Acts, is amended by inserting at the end of subsection one of section five the following new paragraph :—

Amendment of Act No. 10, 1953. Sec. 5.

5 The member referred to in paragraph (a) of this subsection may from time to time nominate a person to act in his place as a member, and as Chairman, of the Board, and any such person so acting shall be deemed to be a member of the Board and shall be Chairman of the Board at any meetings of the Board at which he is present.

(Members of the Board.)

(2) The Nurses Registration Act, 1953, as amended by subsequent Acts and by this Act, may be cited as the Nurses Registration Act, 1953-1961.

5. (1) The Poisons Act, 1952, as amended by subsequent 15 Acts, is amended—

Amendment of Act No. 54, 1952.

(a) by omitting from subsection two of section five the words “(a) the persons for the time being holding the offices of Director-General of Public Health,” and by inserting in lieu thereof the following new paragraph and words :—

Sec. 5. (Poisons Advisory Committee.)

20 “(a) the person for the time being holding the office of Director-General of Public Health, or a person from time to time nominated by him;

25 (ai) the persons for the time being holding the offices of”;

(b) by omitting from subsection three of the same section the words “The Director-General of Public Health” and by inserting in lieu thereof the words “The member referred to in paragraph (a) of subsection two of this section”.

(2) The Poisons Act, 1952, as amended by subsequent Acts and by this Act, may be cited as the Poisons Act, 1952-1961.

Public Health (Amendment).

6. (1) The Medical Practitioners Act, 1938, as amended by subsequent Acts, is amended by inserting in subsection two of section thirty-four after the words "Director-General of Public Health" the words "; or a person from time to time nominated by him".

Amendment of Act No. 37, 1938. Sec. 34. (Medical Practitioners Charges Committee.)

(2) The Medical Practitioners Act, 1938, as amended by subsequent Acts and by this Act, may be cited as the Medical Practitioners Act, 1938-1961.

7. (1) The Mental Health Act, 1958, is amended—

Amendment of Act No. 45, 1958.

10 (a) by inserting in subsection one of section seven after the word "appoint" the words "a Director-General of State Psychiatric Services,";

Sec. 7. (Director of State Psychiatric Services.)

(b) by inserting at the end of the same subsection the following new paragraph :—

15 The Director of State Psychiatric Services and the Deputy Director of State Psychiatric Services shall, in the exercise or performance of their powers, authorities, duties and functions, be subject in all respects to the control and direction of the Director-General of State Psychiatric Services.

20 (2) The Mental Health Act, 1958, as amended by this Act, may be cited as the Mental Health Act, 1958-1961.

No. , 1961.

A BILL

To enable the Director-General of Public Health to nominate persons to act in his place on certain boards and committees; for this and other purposes to amend the Public Health Act, 1902, and certain other Acts; and for purposes connected therewith.

[MR. SHEAHAN;—14 *March*, 1961.]

BE it enacted by the Queen'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:—

1. (1) This Act may be cited as the "Public Health (Amendment) Act, 1961".

(2)

Short title
and com-
mencement.

Public Health (Amendment).

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. (1) The Public Health Act, 1902, as amended by sub-
5 sequent Acts, is amended—

Amendment
of Act No.
30, 1902.

(a) by inserting in subsection one of section seven after
the words "Director-General of Public Health" where
firstly occurring the words ", or a person from time
to time nominated by him,";

Sec. 7.
(Constitu-
tion of
Board.)

10 (b) by inserting in the same subsection after the words
"that office" the words ", or a person from time to
time nominated by him,".

(2) The Public Health Act, 1902, as amended by sub-
sequent Acts and by this Act, may be cited as the Public
15 Health Act, 1902-1961.

3. (1) The Pure Food Act, 1908, as amended by subse-
quent Acts, is amended by inserting at the end of subsection
one of section six the following new paragraph :—

Amendment
of Act No.
31, 1908.

Sec. 6.
(Advisory
Committee.)

20 The president of the advisory committee may from
time to time nominate a person to act in his place as a
member, and as the president, of the advisory committee,
and any such person so acting shall be deemed to be a
member of the advisory committee and shall preside at
meetings of the advisory committee at which he is present.

25 (2) The Pure Food Act, 1908, as amended by subse-
quent Acts and by this Act, may be cited as the Pure Food
Act, 1908-1961.

Public Health (Amendment).

4. (1) The Nurses Registration Act, 1953, as amended by subsequent Acts, is amended by inserting at the end of subsection one of section five the following new paragraph :—

Amendment of Act No. 10, 1953. Sec. 5.

5 The member referred to in paragraph (a) of this subsection may from time to time nominate a person to act in his place as a member, and as Chairman, of the Board, and any such person so acting shall be deemed to be a member of the Board and shall be Chairman of the Board at any meetings of the Board at which he is present.

(Members of the Board.)

(2) The Nurses Registration Act, 1953, as amended by subsequent Acts and by this Act, may be cited as the Nurses Registration Act, 1953-1961.

5. (1) The Poisons Act, 1952, as amended by subsequent Acts, is amended—

Amendment of Act No. 54, 1952.

(a) by omitting from subsection two of section five the words “(a) the persons for the time being holding the offices of Director-General of Public Health,” and by inserting in lieu thereof the following new paragraph and words :—

Sec. 5. (Poisons Advisory Committee.)

20 “(a) the person for the time being holding the office of Director-General of Public Health, or a person from time to time nominated by him;

25 (ai) the persons for the time being holding the offices of”;

(b) by omitting from subsection three of the same section the words “The Director-General of Public Health” and by inserting in lieu thereof the words “The member referred to in paragraph (a) of subsection two of this section”.

(2) The Poisons Act, 1952, as amended by subsequent Acts and by this Act, may be cited as the Poisons Act, 1952-1961.

Public Health (Amendment).

6. (1) The Medical Practitioners Act, 1938, as amended by subsequent Acts, is amended by inserting in subsection two of section thirty-four after the words "Director-General of Public Health" the words ", or a person from time to time nominated by him".

Amendment of Act No. 37, 1938.
Sec. 34.
(Medical Practitioners Charges Committee.)

(2) The Medical Practitioners Act, 1938, as amended by subsequent Acts and by this Act, may be cited as the Medical Practitioners Act, 1938-1961.

7. (1) The Mental Health Act, 1958, is amended—

Amendment of Act No. 45, 1958.

(a) by inserting in subsection one of section seven after the word "appoint" the words "a Director-General of State Psychiatric Services,";

Sec. 7.
(Director of State Psychiatric Services.)

(b) by inserting at the end of the same subsection the following new paragraph :—

The Director of State Psychiatric Services and the Deputy Director of State Psychiatric Services shall, in the exercise or performance of their powers, authorities, duties and functions, be subject in all respects to the control and direction of the Director-General of State Psychiatric Services.

(2) The Mental Health Act, 1958, as amended by this Act, may be cited as the Mental Health Act, 1958-1961.

PUBLIC HEALTH (AMENDMENT) BILL, 1961.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to enable the Director-General of Public Health to nominate persons to act in his place on the Board of Health, the Advisory Committee established under the Pure Food Act, 1908, as amended, the Nurses Registration Board, the Poisons Advisory Committee and the Medical Practitioners Charges Committee ;
- (b) to provide for the appointment of a Director-General of State Psychiatric Services under the Mental Health Act, 1958 ;
- (c) to make other provisions of an ancillary or consequential nature.

PUBLIC HEALTH (AMENDMENT) BILL, 1961

EXPLANATORY NOTE

The object of this Bill is—

- (a) to enable the Director-General of Public Health to make any regulations in his place or the place of the Director-General of Public Health which may be necessary for the purpose of carrying out the provisions of the Public Health Act, 1937, and to amend the Public Health Act, 1937, in so far as it relates to the powers of the Director-General of Public Health and the Medical Practitioners' Council;
- (b) to provide for the appointment of a Director-General of Public Health to be appointed by the Secretary of State;
- (c) to make other provisions of an auxiliary or consequential nature.

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the words "Director-General of Public Health" where (Constitu-
firstly occurring the words "; or a person from time tion of
to time nominated by him,"; Board.)

10 (b) by inserting in the same subsection after the words
"that office" the words "; or a person from time to
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(2) The Public Health Act, 1902, as amended by sub-
sequent Acts and by this Act, may be cited as the Public
15 Health Act, 1902-1961.

3. (1) The Pure Food Act, 1908, as amended by subse- Amendment of Act No. 31, 1908.
quent Acts, is amended by inserting at the end of subsection Sec. 6.
one of section six the following new paragraph :— (Advisory Committee.)

20 The president of the advisory committee may from
time to time nominate a person to act in his place as a
member, and as the president, of the advisory committee,
and any such person so acting shall be deemed to be a
member of the advisory committee and shall preside at
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5 The member referred to in paragraph (a) of this subsection may from time to time nominate a person to act in his place as a member, and as Chairman, of the Board, and any such person so acting shall be deemed to be a member of the Board and shall be Chairman of the Board at any meetings of the Board at which he is present.

(Members of the Board.)

(2) The Nurses Registration Act, 1953, as amended by subsequent Acts and by this Act, may be cited as the Nurses Registration Act, 1953-1961.

5. (1) The Poisons Act, 1952, as amended by subsequent Acts, is amended—

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(a) by omitting from subsection two of section five the words “(a) the persons for the time being holding the offices of Director-General of Public Health,” and by inserting in lieu thereof the following new paragraph and words :—

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Amendment of Act No. 45, 1958.

(a) by inserting in subsection one of section seven after the word "appoint" the words "a Director-General of State Psychiatric Services,";

Sec. 7.
(Director of State Psychiatric Services.)

(b) by inserting at the end of the same subsection the following new paragraph :—

The Director of State Psychiatric Services and the Deputy Director of State Psychiatric Services shall, in the exercise or performance of their powers, authorities, duties and functions, be subject in all respects to the control and direction of the Director-General of State Psychiatric Services.

(2) The Mental Health Act, 1958, as amended by this Act, may be cited as the Mental Health Act, 1958-1961.