

**AREA HEALTH SERVICES (VISITING PRACTITIONERS)
AMENDMENT ACT 1988 No. 32**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Area Health Services Act 1986 No. 50
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COMMUNITY BANK OF NEW YORK AND CANTON

NEW YORK, N.Y.

January 1, 1954

**AREA HEALTH SERVICES (VISITING PRACTITIONERS)
AMENDMENT ACT 1988 No. 32**

NEW SOUTH WALES



Act No. 32, 1988

An Act to amend the Area Health Services Act 1986 in relation to the conditions of service of visiting practitioners in hospitals under the control of an area health service. [Assented to 6 July 1988]

Area Health Services (Visiting Practitioners) Amendment 1988

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Area Health Services (Visiting Practitioners) Amendment Act 1988.

Commencement

2. This Act commences when the Public Hospitals (Visiting Practitioners) Amendment Act 1988 commences.

Amendment of Area Health Services Act 1986 No. 50

3. The Area Health Services Act 1986 is amended by omitting section 33 and by inserting instead the following section:

Standard contracts of service

33. (1) Where a provision of this Act, or of a regulation or by-law made under this Act before or after the commencement of the Area Health Services (Visiting Practitioners) Amendment Act 1988, is inconsistent with any of the rights and obligations under an agreement between—

- (a) an area health service; and
- (b) a visiting practitioner,

being an agreement relating to the performance of work by the visiting practitioner at a hospital under the control of the area health service (whether or not the agreement also relates to other matters), the provision shall, to the extent of the inconsistency, have no force or effect in relation to the visiting practitioner.

(2) In this section, a reference to an agreement includes a reference to a service contract within the meaning of Part 5C of the Public Hospitals Act 1929.

FIRST PRINT

**AREA HEALTH SERVICES (VISITING PRACTITIONERS)
AMENDMENT BILL 1988**

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

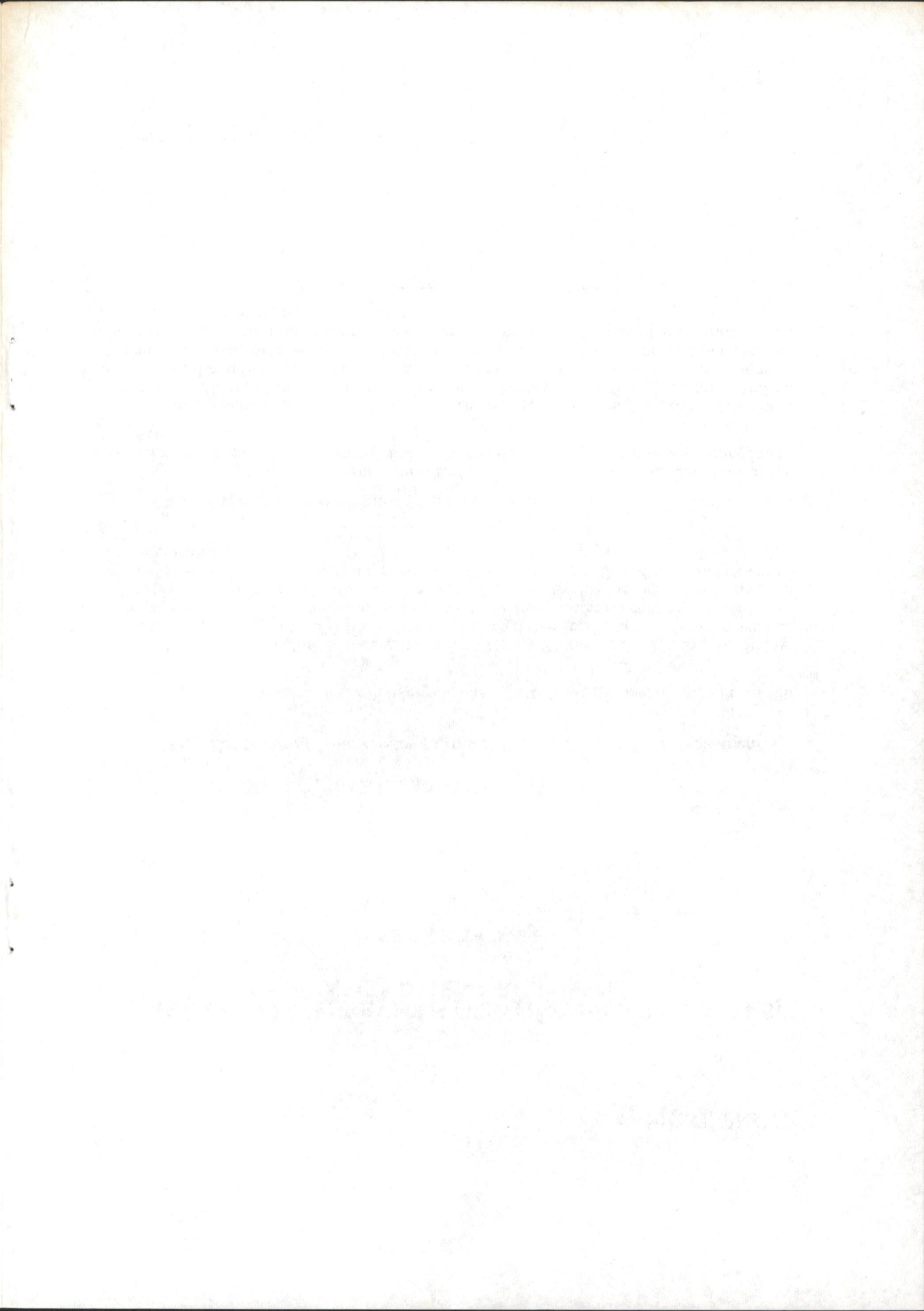
This Bill is cognate with the Public Hospitals (Visiting Practitioners) Amendment Bill 1988.

The object of this Bill is to amend the Area Health Services Act 1986 to provide that where a provision of the Principal Act (or a regulation or by-law under it, whenever made) is inconsistent with the rights and obligations under a contract entered into between a visiting practitioner and an area health service for the provision of medical services by the practitioner, the provisions of the contract will prevail to the extent of the inconsistency.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the commencement of the proposed Act at the same time as the commencement of the proposed Public Hospitals (Visiting Practitioners) Amendment Act 1988.

Clause 3 substitutes section 33 of the Principal Act. Under that section, as currently in force, the provisions of a service agreement between a visiting practitioner and an area health service prevail (to the extent of any inconsistency) over the provisions of any regulation or by-law made under the Principal Act. Under the new section, the provisions of such an agreement will prevail over the provisions of the Principal Act itself, as well as its regulations and by-laws.



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AMENDMENT BILL 1988**

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No. , 1988

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