

South Australia



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ELIZABETHAE II REGINAE
A.D. 2000

**SOUTH AUSTRALIAN HEALTH COMMISSION (DIRECTION OF
HOSPITALS AND HEALTH CENTRES) AMENDMENT ACT 2000**

No. 14 of 2000

[Assented to 11 May 2000]

An Act to amend the South Australian Health Commission Act 1976.

SUMMARY OF PROVISIONS

1. Short title
2. Commencement
3. Insertion of Division 1A of Part 3
 DIVISION 1A—POWER OF DIRECTION
 29C. Incorporated hospital to be subject to direction
4. Insertion of Division 1A of Part 4
 DIVISION 1A—POWER OF DIRECTION
 50C. Incorporated health centre to be subject to direction

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *South Australian Health Commission (Direction of Hospitals and Health Centres) Amendment Act 2000*.

(2) The *South Australian Health Commission Act 1976* is referred to in this Act as "the principal Act".

Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

Insertion of Division 1A of Part 3

3. The following Division is inserted after section 29B of the principal Act:

DIVISION 1A—POWER OF DIRECTION

Incorporated hospital to be subject to direction

29C. (1) An incorporated hospital is subject to direction by the Minister.

(2) A direction cannot be given—

- (a) so as to affect clinical decisions relating to the treatment of any particular patient; or
- (b) for the sale or disposal of land, buildings or equipment that is not held by the Crown; or
- (c) relating to the employment of a particular person or the assignment, transfer, remuneration, discipline or termination of a particular employee.

(3) A direction under this section must be given in writing and must be published in the *Gazette*.

(4) Particulars of directions given under this section must be included in the hospital's annual report.

Insertion of Division 1A of Part 4

4. The following Division is inserted after section 50B of the principal Act:

DIVISION 1A—POWER OF DIRECTION

Incorporated health centre to be subject to direction

50C. (1) An incorporated health centre is subject to direction by the Minister.

(2) A direction cannot be given—

- (a) so as to affect clinical decisions relating to the treatment of any particular patient; or

- (b) for the sale or disposal of land, buildings or equipment that is not held by the Crown; or
- (c) relating to the employment of a particular person or the assignment, transfer, remuneration, discipline or termination of a particular employee.

(3) A direction under this section must be given in writing and must be published in the *Gazette*.

(4) Particulars of directions given under this section must be included in the health centre's annual report.