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

No. 14 of 2000

[Assented to 11 May 2000]

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.