

## **Division 6A Medical Services Committee**

### **20A Definitions**

In this Division:

*Committee* means the Medical Services Committee established under section 20B.

*legislation* means legislation of New South Wales, and includes regulations or by-laws made under any Act.

*patient* means a patient or prospective patient of a medical practitioner or of a hospital.

*subcommittee* means a subcommittee of the Committee.

### **20B Establishment of Medical Services Committee**

- (1) There is hereby established a committee, to be called the “Medical Services Committee”.
- (2) The Committee shall consist of 10 medical practitioners, being:
  - (a) a Chairperson appointed as such by the Minister on the nomination of the Committee, and
  - (b) 9 other members appointed by the Minister, of whom:
    - (i) 4 shall be appointed on the nomination of the Council of the Australian Medical Association (NSW) Limited, one of whom shall be a general practitioner and one of whom shall be a salaried medical officer,
    - (ii) 2 shall be appointed on the nomination of the New South Wales State Committee of the Australian Association of Surgeons, one of whom shall be a salaried specialist,
    - (iii) 1 shall be appointed on the nomination of the New South Wales State Committee of the Australian Society of Orthopaedic Surgeons,
    - (iv) 1 shall be appointed on the nomination of the New South Wales Section of the Australian Society of Anaesthetists or the appropriate executive body of that Section, and
    - (v) 1 shall be appointed on the nomination of the Internal Medicine Society of Australia & New Zealand Incorporated.
- (3) The Committee may, after consultation with the Minister, appoint subcommittees of the Committee for the purpose of advising, consulting

with and assisting the Committee, and persons may be appointed as members of such a subcommittee whether or not they are members of the Committee.

- (4) The members of a subcommittee shall hold office for such term as the Committee may specify in respect of each of them in the instruments of their appointment and any such appointment may be terminated by the Committee at any time.
- (5) The office of a member of the Committee or of a subcommittee shall, for the purposes of any Act, be deemed not to be an office or place of profit under the Crown.
- (6) Schedule 4 has effect with respect to the Committee.

## **20C Functions of Medical Services Committee etc**

- (1) The functions of the Committee are to advise and consult with the Minister and officers of the Department as to:
  - (a) matters affecting the practice of medicine in New South Wales (other than matters arising under State industrial instruments and other industrial matters within the meaning of the *Industrial Relations Act 1996*), and
  - (b) in particular:
    - (i) existing and proposed legislation, including proposed amendments to existing legislation, affecting or likely to affect patients or medical practitioners or both, in their respective capacities as such, and
    - (ii) existing and proposed administrative arrangements, including proposed changes to existing administrative arrangements, affecting or likely to affect patients or medical practitioners or both, in their respective capacities as such.
- (2) The Committee shall have such other functions as the Minister may from time to time determine or as are conferred on it by or under this or any other Act.
- (3) A notice may be served on the Committee in any of the following ways:
  - (a) by instrument in writing served on the Chairperson of the Committee,
  - (b) in such manner as the Committee from time to time determines and communicates to the Minister,
  - (c) in such manner as may be prescribed.