

Serial 86
Health and Community Services Complaints Amendment Bill 2002
Dr Toyne

**A BILL
for
AN ACT**

to amend the *Health and Community Services Complaints Act*

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NORTHERN TERRITORY OF AUSTRALIA
HEALTH AND COMMUNITY SERVICES COMPLAINTS AMENDMENT
ACT 2002

No. of 2002

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NORTHERN TERRITORY OF AUSTRALIA

No. of 2002

AN ACT

to amend the *Health and Community Services Complaints Act*

[Assented to 2002]
[Second reading 2002]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Health and Community Services Complaints Amendment Act 2002*.

2. Commencement

This Act comes into operation on the commencement of the *Information Act 2002*.

3. Principal Act

The *Health and Community Services Complaints Act* is in this Act referred to as the Principal Act.

4. Interpretation

Section 4 of the Principal Act is amended by inserting after the definition of "health service" in subsection (1) the following:

" 'Information Commissioner' means the Information Commissioner under the *Information Act*;"

5. New section

The Principal Act is amended by inserting after section 25 in Part 5, Division 1 the following:

'25A. Referral of complaints from Information Commissioner

"The Commissioner may deal with a complaint referred to the Commissioner by the Information Commissioner under section 109 of the *Information Act* as though the complaint had been made under this Act."

6. Assessment

Section 27 of the Principal Act is amended –

- (a) by inserting in subsection (3)(c) ", the Information Commissioner" after "the Ombudsman";
 - (b) by omitting from subsection (3) "the Ombudsman, person or body" and substituting "the Ombudsman, Information Commissioner, person or body";
 - (c) by inserting after subsection (4)(a) the following:
 - "(aa) the Information Commissioner;"
 - (d) by inserting in subsection (4) ", Information Commissioner" after "Ombudsman" (last reference); and
 - (e) by inserting in subsection (5) ", the Information Commissioner" after "Ombudsman".
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