

# **Health (Amendment) Act 1985**

**No. 10262**

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**Victoria**

**No. 10262**

## **Health (Amendment) Act 1985**

**[Assented to 10 December 1985]**

The Parliament of Victoria enacts as follows:

### **Purpose.**

1. The purpose of this Act is to make provision for the Department of Health and to make certain other amendments to health legislation.

### **Commencement.**

2. (1) Sections 1, 2, 3, 5, 6 and 11 come into operation on the day on which this Act receives the Royal Assent.

(2) Section 14 (1) is deemed to have come into operation on 8 May 1985.

(3) Section 14 (2) is deemed to have come into operation on 23 August 1985.

(4) Section 14 (3) is deemed to have come into operation on 26 August 1985.

(5) Section 14 (4), (5) and (6) is deemed to have come into operation on 1 October 1985.

(6) The remaining provisions of this Act come into operation on a day or days to be proclaimed.

### Principal Act.

3. In this Act, the *Health Act* 1958 is called the Principal Act.

No. 6270.  
Reprinted to  
No. 9719 and  
amended by  
Nos. 9720, 9737,  
9782, 9876,  
9889, 9895,  
9902, 9934,  
10032, 10081,  
10082, 10087,  
10142, 10158,  
10159, 10167,  
10179, 10189,  
10190.

### Repeals and amendments.

4. The Acts mentioned in the Schedule are amended as set out in the Schedule.

### Department of Health.

5. (1) In section 3 of the Principal Act for the definition of "Commission", substitute—

“**Chief General Manager**” means the Chief General Manager of the Department of Health.”

(2) In Part II. of the Principal Act after the heading “DIVISION 1.—GENERAL” insert—

### Chief General Manager.

“6. (1) Subject to the *Public Service Act* 1974, there shall be a Chief General Manager of the Department of Health.

(2) The Chief General Manager and the successors in office of the Chief General Manager are a body corporate under the name “Chief General Manager” and, by that name, have perpetual succession and a corporate seal and are capable in law of suing and being sued and of acquiring, holding and disposing of real and personal property and of doing and suffering all such acts and things as bodies corporate may by law do and suffer and that are necessary for or incidental to the purposes of this or any other Act.”

### Chief General Manager successor of Health Commission.

“7. The Chief General Manager is the successor in law of the Health Commission of Victoria.”

**Chief General Manager subject to direction of Minister.**

"8. In the exercise of the powers, discretions, functions and authorities and in the exercise of the duties conferred or imposed upon the Chief General Manager by or under this or any other Act, the Chief General Manager is subject to the direction and control of the Minister."

**Delegation.**

"8A. The Chief General Manager may, by instrument, delegate to any person or class of persons employed in the Department of Health or to any other officer or class of officers in the public service any power of the Chief General Manager under this or any other Act or under the regulations under this or any other Act, other than this power of delegation."

**Minister may delegate powers.**

6. Before section 9A of the Principal Act, insert—

**Delegation.**

"8B. The Minister may, by instrument, delegate to any person or class of persons employed in the Department of Health or to any other officer or class of officers in the public service any power of the Minister under this or any other Act or under the regulations under this or any other Act, other than this power of delegation."

**Consultative councils.**

7. (1) Before section 25 of the Principal Act, insert—

**Consultative councils.**

"24. (1) For the purposes of this Act and any other Act conferring powers or imposing functions on the Chief General Manager, the Minister by Order—

- (a) may establish such consultative councils as the Minister thinks fit in respect of such matters as the Minister determines and specified in the order; and
- (b) may in any case where the Minister thinks it expedient, appoint a Board or Commission or other body established by or under an Act or a Committee of such a Board, Commission or body to be a consultative council under this section.

(2) A consultative council consists of a chairperson and such number of other members the majority of whom shall be persons with special knowledge in the matters referred to the council as is specified in the Order.

(3) The Minister may by Order revoke, vary or amend an Order under sub-section (1) or under a corresponding previous enactment.

(4) The Governor in Council may make regulations for or with respect to—

(a) prescribing the powers and duties of consultative councils established under this section or under a corresponding previous enactment and of the chairman and other members and of consultative councils appointed under this section; and

(b) generally carrying into effect the objects of this section.”.

**Disclosure of information by consultative councils.**

“24A. (1) A person who is or has been a member, officer or employee of a prescribed consultative council must not, without—

(a) the consent of the person from whom the information was obtained; and

(b) the approval of the Minister—

disclose to any other person any information obtained in the course of or in connexion with membership of, or employment by, the consultative council.

Penalty: 5 penalty units.

(2) Notwithstanding anything to the contrary in this or any other Act, a person who has obtained information in the course of, or in connexion with, membership of, or employment by, a prescribed consultative council is neither competent nor compellable in any proceedings to answer any question or produce any document relating to any such information except with the approval of the Minister.

(3) Nothing in this section prevents a prescribed consultative council from including information in an annual report that does not contain any particulars which would lead to the identification of a person from whom or in relation to whom the information was obtained.”.

(2) A consultative council within the meaning of Part IV. of the *Health Commission Act 1977* existing immediately before the commencement of this Act, is deemed to have been established under section 24 of the Principal Act as amended by this section.

**Pre-school centres.**

8. The Principal Act is amended as follows:

(a) After section 200 (5) insert—

“(6) In this section a reference to the Chief General Manager includes, in relation to regulations for or with respect to pre-school centres, a reference to the Director-General of Community Services.”;

(b) In Part XIX., before section 367 insert—

**References to Chief General Manager.**

“366A. In this Part, a reference to the Chief General Manager includes, in relation to pre-school centres or child-minding centres, a reference to the Director-General of Community Services.”;

(c) In Part XX., before section 379 insert—

**References to Chief General Manager.**

“378. In this Part, a reference to the Chief General Manager includes, in relation to pre-school centres, child-minding centres or services for the care of pre-school children, a reference to the Director-General of Community Services.”.

**Special accommodation houses.**

9. (1) For sections 220A and 220AA of the Principal Act substitute—

**Definition.**

‘220A. In this Division—

“**Proprietor**” in relation to a special accommodation house, includes the owner, the occupier and a person having the management or control of the special accommodation house.

“**Special accommodation house**” means—

(a) a place which provides or offers to provide accommodation to persons (other than members of the family of the proprietor) and which provides or offers to provide special or personal care to the residents; or

(b) a place that is registered under this Division—

but does not include a place that, under the regulations, is exempt from this Division.

“**Special or personal care**” means one or more of the following:

(a) Assistance in feeding or dressing;

(b) Assistance in the taking of medication;

(c) Assistance in maintaining personal hygiene.’.

(2) After section 220B (1), insert—

“(1A) The Chief General Manager may, in writing, direct the owner or occupier of a place that, in the opinion of the Chief General Manager, is a special accommodation house to apply for registration of the place under this Division within such reasonable period (if any) as is specified in the direction.”.

(3) For section 220C (2) (b) of the Principal Act substitute—

- “(b) grant the application subject to such terms and conditions (including an exemption from any of the requirements of this Division or the regulations under this Division) as the Chief General Manager thinks fit; or”.

- (4) For section 220E of the Principal Act substitute—

**Prohibition of certain advertisements.**

“220E. The proprietor of a special accommodation house must not state or cause to be stated in an advertisement or notice that nursing care is provided at the special accommodation house and (without affecting the generality of the foregoing) must not, by the use of words such as “nursing house”, “convalescent home”, “rest home”, “nursing care available” or “matron in attendance”, imply that nursing care is provided at the special accommodation house.”.

- (5) After section 220EB of the Principal Act insert—

**Application to Administrative Appeals Tribunal.**

“220EC. An application may be made to the Administrative Appeals Tribunal for a review of a decision of the Chief General Manager—

- (a) to register a special accommodation house; or
- (b) to refuse to register a place as a special accommodation house; or
- (c) to cancel the registration of a special accommodation house; or
- (d) to impose or vary terms and conditions of registration of a special accommodation house.”.

- (6) After section 220F (b) of the Principal Act insert—

- “(ba) exempting places from this Division;
- (bb) the provision of special or personal care to residents;”.

- (7) The Principal Act is amended as follows:

- (a) In section 3 in the definition of “Boarding-house”, paragraph (b) is repealed;
- (b) In the Eleventh Schedule, after the item relating to “Food vending machines” insert—

“Special accommodation houses

- |                                |       |
|--------------------------------|-------|
| (a) for up to 10 residents     | 100   |
| (b) for 11 to 20 residents     | 150   |
| (c) for more than 20 residents | 200”. |

**Registration of proprietary medicines.**

10. The Principal Act is amended as follows:

(a) After section 263 (1) insert—

“(1A) The Committee is deemed to have recommended to the Chief General Manager the registration of a proprietary medicine to which an application under sub-section (1) relates if the prescribed circumstances apply.”;

(b) After section 269 (b) insert—

“(ba) prescribing circumstances under which the committee is deemed to have recommended the registration of a proprietary medicine;”.

**Regulations under Hospitals and Charities Act.**

11. (1) After section 93 (2A) of the *Hospitals and Charities Act* 1958 insert—

“(2B) The regulations may apply, adopt or incorporate, with or without modification, any matter contained in any document, including—

- (a) any Act, or subordinate instrument under any Act, of the Commonwealth or of another State or of a Territory whether as in force at a particular time or from time to time; and
- (b) any code, standard, rule, specification or method formulated, issued, prescribed or published at the time the regulation is made or at any earlier time.”.

(2) The Hospitals and Charities (Fees) Regulations 1985 made by the Governor in Council on 12 June 1985 and any regulations amending those regulations have effect and are deemed always to have had effect as if section 93 of the *Hospitals and Charities Act* 1958 as amended by this section had been in force on that date.

**Venereal diseases.**

12. (1) The *Venereal Diseases Act* 1958 is repealed.

(2) In section 3 of the Principal Act in the definition of “Infectious disease” the expression “(other than a venereal disease)” is repealed.

(3) After section 135 of the Principal Act insert—

**Offence to infect person with sexually transmitted disease.**

‘135A. (1) A person shall not knowingly infect another person with a sexually transmitted disease or knowingly do or permit or suffer any act likely to lead to the infection of any other person with such a disease.

No. 6406.  
Reprinted to No.  
9576.



(2) In sub-section (1), "**sexually transmitted disease**" means an infectious disease prescribed as a sexually transmitted disease for the purposes of this section.

(4) After section 140 (1) (18) of the Principal Act insert—

"(18A) requiring persons who are infected or suspect they are infected with an infectious disease to attend for a medical examination and to undergo treatment for the infectious disease;"

(5) In section 49F of the *Town and Country Planning Act 1961*, for "the *Venereal Diseases Act 1958*" substitute "section 135A of the *Health Act 1958*."

### **Health Commission of Victoria abolished.**

13. (1) In this section—

"**Appointed day**" means the date of commencement of this section.

"**Commission**" means the Health Commission of Victoria established under the *Health Commission Act 1977*.

(2) On the appointed day by reason of this section—

- (a) all rights, property and assets that, immediately before the appointed day, were vested in the Commission, vest in the Chief General Manager; and
- (b) all duties, liabilities and obligations of the Commission existing immediately before the appointed day become duties, liabilities and obligations of the Chief General Manager; and
- (c) the Chief General Manager is substituted as a party to any proceedings pending in any court to which the Commission was a party immediately before the appointed day; and
- (d) the Chief General Manager is substituted as a party to any arrangement or contract entered into by or on behalf of the Commission as a party and in force immediately before the appointed day; and
- (e) any reference to the Commission or to the chairman of the Commission in an Act or in any proclamation, Order in Council, rule, regulation, order, agreement, instrument, deed or other document whatsoever shall, so far as it relates to any period after that day, unless the contrary intention appears and subject to this Act, be construed as a reference to the Chief General Manager; and
- (f) the members of the Commission cease to hold office; and
- (g) the *Health Commission Act 1977* is repealed.

**Effect of Administrative Arrangements Orders.**

14. (1) The performance, exercise or doing or purported performance, exercise or doing of a function, power or duty by the Director-General of Community Services, the Minister for Community Services or a person authorized by the Director-General of Community Services under the Administrative Arrangements Order (No. 22) 1985 on or after 8 May 1985 and before 23 August 1985 is valid to the extent to which the performance, exercise or doing would have been valid if it had been performed, exercised or done by the Health Commission of Victoria, or by a person authorized by the Health Commission of Victoria, before 8 May 1985.

(2) The performance, exercise or doing or purported performance, exercise or doing of a function, power or duty in the name of and on behalf of the Department of Community Services by the Director-General of Community Services, an Assistant Director-General of Community Services or the Director of Pre-school Child Development under the Administrative Arrangements Order (No. 30) 1985 is valid to the extent to which the performance, exercise or doing would have been valid if it had been performed, exercised or done by the Health Commission of Victoria before 23 August 1985.

(3) The performance, exercise or doing or purported performance exercise or doing of a function, power or duty in the name and on behalf of the Department of Health by its Chief General Manager under the Administrative Arrangements Order (No. 31) 1985 is valid to the extent to which the performance, exercise or doing would have been valid if it had been performed, exercised or done by the Health Commission of Victoria before 26 August 1985.

(4) The performance, exercise or doing or purported performance, exercise or doing of a function, power or duty in the name and on behalf of the Department of Community Services by the Director-General of Community Services, the Deputy Director-General of Community Services or a General Manager of the Department of Community Services under the Administrative Arrangements Order (No.36) 1985 is valid to the extent to which the performance, exercise or doing would have been valid if it had been performed, exercised or done by the Health Commission of Victoria before 26 August 1985.

(5) The performance, exercise or doing or purported performance, exercise or doing of a function, power or duty in relation to any works or building at certain Training Centres in the name and on behalf of the Department of Community Services by the Manager of the Training Centre under and in accordance with the Administrative Arrangements Order (No. 36) 1985 is valid to the extent to which the performance, exercise or doing would have been valid if it had been performed, exercised or done by the Health Commission of Victoria before 26 August 1985.

(6) The performance, exercise or doing or purported performance, exercise or doing of a function, power or duty in the name and on behalf of the Department of Community Services by the Director-General of Community Services, the Deputy Director-General of Community Services or a General Manager of the Department of Community Services under the Administrative Arrangements Order (No. 37) 1985 is valid to the extent to which the performance, exercise or doing would have been valid if it had been performed, exercised or done by the Health Commission of Victoria before 26 August 1985.

(7) The Administrative Arrangements Orders Nos. 30, 31, 36 and 37 of 1985 are revoked.

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## THE SCHEDULE

S. 4.

## Amendment of Acts

No.	Name of Act	Section	Extent of Amendments
8404	<i>Abattoir and Meat Inspection Act 1973</i>	5 (1) (c)	For "Health Commission of Victoria" substitute "Department of Health" and for "Chairman" substitute "Chief General Manager".
7772	<i>Alcoholics and Drug-dependent Persons Act 1968</i>	3	For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department of Health".
		4	For "Commission" (wherever occurring) substitute "Chief General Manager".
		5 (2)	For "for Community Welfare Services" substitute "administering the Office of Corrections" and for "of Community Welfare Services" substitute "of the Office of Corrections".
		6	For "Commission" substitute "Department".
		7	For "Commission" (wherever occurring) substitute "Chief General Manager".
		7 (2)	For "it" (wherever occurring) substitute "the Chief General Manager".
		8 (1)	For "Commission" substitute "Department".
		8A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		19	For "Commission" (wherever occurring) substitute "Chief General Manager".
		19 (5)	For "it" substitute "the Chief General Manager".
		20 (3)	For "Commission" (wherever occurring) substitute "Chief General Manager" and for "it" substitute "the Chief General Manager".
		28	For "Commission" substitute "Chief General Manager".
8188	<i>Brotherhood of St. Laurence (Incorporation) Act 1971</i>	14	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
9720	<i>Building Control Act 1981</i> Schedule, Item 28: ( <i>Health Act 1958</i> (new section 188 (1))  (new section 189)  (new section 189 (5))		For "Commission" substitute "Chief General Manager". For "Commission" (wherever occurring) substitute "Chief General Manager". For "it" substitute "the Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6213	<i>Cancer Act 1958</i>	3	For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department of Health.
		5 (3)	For "Health Commission of Victoria" substitute "Chief General Manager".
		6 (1) (a)	For "Chairman of the Health Commission of Victoria" substitute "Chief General Manager".
		36 (2)	For "Commission" substitute "Chief General Manager".
		38A (1)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		38C	For "Commission" (wherever occurring) substitute "Chief General Manager".
		38C (2)	For "it" substitute "the Chief General Manager".
		44A (2)	For "Commission" (wherever occurring) substitute "Chief General Manager".
6217	<i>Cemeteries Act 1958</i>	2	After section 2 (2) (b) insert— (3) In this Act— "Chief General Manager" means the Chief General Manager of the Department of Health.
		8A (7)	For "Health Commission" substitute "Chief General Manager" and for "section 33 of the <i>Health Commission Act 1977</i> " substitute "the <i>Annual Reporting Act 1983</i> ".
		18	For "Health Commission of Victoria" substitute "Chief General Manager".
		19 (1)	For "Health Commission of Victoria" substitute "Chief General Manager".
		20	For "Health Commission of Victoria" substitute "Chief General Manager".
		23	For "Health Commission of Victoria" (wherever occurring) substitute "Chief General Manager".
		34	For "Health Commission of Victoria" substitute "Chief General Manager".
		46	For "Health Commission of Victoria" (wherever occurring) and for "Commission" (wherever occurring) substitute "Chief General Manager".
		47	For "Health Commission of Victoria" and for "Commission" substitute "Chief General Manager".
		50	For "Health Commission of Victoria" substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6217	<i>Cemeteries Act 1958— continued</i>	60B	For "Health Commission of Victoria" (wherever occurring) substitute "Chief General Manager".
		60B (2)	For "it" (where secondly occurring) substitute "the Chief General Manager".
		60C	For "Commission" (wherever occurring) substitute "Chief General Manager".
		60C (2)	For "it" substitute "the Chief General Manager".
		67	For "Health Commission of Victoria" substitute "Chief General Manager".
		79	For "Health Commission of Victoria" substitute "Chief General Manager".
8089	<i>Community Welfare Services Act 1970</i>	12 (2)	For "Health Commission of Victoria" (wherever occurring) substitute "Department of Health".
6228	<i>Country Fire Authority Act 1958</i>	35	For "Health Commission" substitute "Chief General Manager of the Department of Health".
6230	<i>County Court Act 1958</i>	28A	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
9676	<i>Dietitians Act 1981</i>	3 (2) (a)	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
9719	<i>Drugs, Poisons and Controlled Substances Act 1981</i>	4 (1)	(Definition of "Authorized officer"), for "Commission" substitute "Chief General Manager". For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department of Health.
		15 (2)	For "Commission" (wherever occurring) substitute "Department of Health".
		16	For "Commission" (wherever occurring) substitute "Chief General Manager".
		17	For "Commission" (wherever occurring) substitute "Chief General Manager".
		19	For "Commission" (wherever occurring) substitute "Chief General Manager".
		19 (3)	For "its" substitute "the Chief General Manager's".
		19 (4)	For "it" substitute "the Chief General Manager".
		20	For "Commission" (wherever occurring) substitute "Chief General Manager".
		20 (3)	For "its" substitute "the Chief General Manager's".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
9719	<i>Drugs, Poisons and Controlled Substances Act 1981—continued</i>	21	For "Commission" (wherever occurring) substitute "Chief General Manager" and omit "within the meaning of the <i>Health Commission Act 1977</i> ".
		21 (2)	For "its" substitute "the Chief General Manager's".
		22	For "Commission" (wherever occurring) substitute "Chief General Manager".
		22 (8)	For "its" substitute "the Chief General Manager's".
		31	For "Commission" (wherever occurring) substitute "Chief General Manager".
		33	For "Commission" (wherever occurring) substitute "Chief General Manager".
		34	For "Commission" (wherever occurring) substitute "Chief General Manager".
		35	For "Commission" (wherever occurring) substitute "Chief General Manager".
		36	For "Commission" substitute "Chief General Manager".
		37 (1)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		41 (1)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department of Health".
		41 (3)	For "Commission" substitute "Chief General Manager".
		41 (4)	For "Commission" substitute "Department of Health".
		55	For "Commission" (wherever occurring) substitute "Chief General Manager".
		56	For "Commission" (wherever occurring) substitute "Chief General Manager".
		56 (11)	For "its" substitute "the Chief General Manager's".
		118 (1)	For "Commission" substitute "Chief General Manager".
		119 (f)	For "Chairman of the Commission" substitute "Chief General Manager".
8056	<i>Environment Protection Act 1970</i>	19B	For "Health Commission of Victoria" (wherever occurring) substitute "Chief General Manager of the Department of Health".
		20 (8)	For "Health Commission of Victoria" (wherever occurring) substitute "Chief General Manager of the Department of Health".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
8056	<i>Environment Protection Act 1970—continued</i>	20A (6)	For "Health Commission of Victoria" (wherever occurring) substitute "Chief General Manager of the Department of Health".
		28 (2)	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
10082	<i>Food Act 1984</i>	4 (1)	(Definition of "Authorized Officer"), for "Commission" substitute "Chief General Manager". For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department of Health.
		7 (1)	For "Commission" substitute "Chief General Manager".
		19	For "Commission" (wherever occurring) substitute "Chief General Manager".
		19 (1)	For "it" substitute "the Chief General Manager or the council".
		20 (1)	For "Commission" substitute "Chief General Manager".
		20 (1) (a)	For "Commission" substitute "Department".
		20 (3) & (6)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		21	For "Commission" (wherever occurring) substitute "Chief General Manager".
		21 (3)	For "its" substitute "the Chief General Manager's".
		26 (4)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		29 (d)	For "Commission" substitute "Chief General Manager" and for "its" substitute "the Chief General Manager's".
		30	For "Commission" (wherever occurring) substitute "Chief General Manager".
		30 (1)	For "it" substitute "the Chief General Manager".
		36 (2)	For "Commission" substitute "Chief General Manager".
		37	For "Commission" (wherever occurring) substitute "Chief General Manager".
		38	For "Commission" (wherever occurring) substitute "Chief General Manager".
		38 (3)	After "council" (where first occurring) insert "may by resolution"; for "by resolution" substitute "in writing"; and omit "specified in the resolution".



## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
10082	Food Act 1984—continued	38 (4)	For sub-section (4), substitute— “An exemption granted under sub-section (3) may be amended, varied or revoked in the same manner in which it was granted.”
		39	For “Commission” (wherever occurring except after the word “Control”) substitute “Chief General Manager”.
		40	For “Commission” substitute “Chief General Manager”.
		41	For “Commission” (wherever occurring) substitute “Chief General Manager”.
		42	For “Commission” (wherever occurring) substitute “Chief General Manager”.
		43 (1) & (5)	For “Commission” substitute “Chief General Manager”.
		43 (4)	For “Commission” (where first occurring) substitute “Department” and for “Commission” (where secondly occurring) substitute “Chief General Manager”. In the heading in Part VII for “COMMISSION” substitute “CHIEF GENERAL MANAGER”.
		44	For “Commission” (wherever occurring) substitute “Chief General Manager”.
		46 (5)	For “Commission” (wherever occurring) substitute “Chief General Manager”.
		48 (4)	For “Commission” substitute “Chief General Manager”.
		54	For “Commission” (wherever occurring) substitute “Chief General Manager”.
		55 (1) (c)	For “Commission” (where first occurring) substitute “Chief General Manager” and for “chairman of the Commission” substitute “Chief General Manager”.
		56	For “Commission” substitute “Chief General Manager”.
		58	For “Commission” (wherever occurring except after the word “Control”) substitute “Chief General Manager”.
		60 (2) (a)	For “Commission” substitute “Department of Health”.
		62 (b)	For “Commission” (wherever occurring) substitute “Chief General Manager”.
		63	For “Commission” (wherever occurring) substitute “Chief General Manager”.

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
9859	<i>Freedom of Information Act 1982</i>	33 (8)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
6263	<i>Geelong Waterworks and Sewerage Act 1958</i>	68	For "Health Commission" (wherever occurring) substitute "Department of Health".
		69 (2)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
		82 (2)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
7849	<i>Groundwater Act 1969</i>	24 (1)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
		44 (1)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
		45 (1)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
6270	<i>Health Act 1958</i>	1	Omit all words and expressions after "Government Gazette".
		3	(Definition of "Authorized"), for "Commission" substitute "Chief General Manager". (Definition of "Cesspool"), for "Commission" substitute "Chief General Manager". After the definition of "Dangerous", insert— "Department" means the Department of Health. (Definition of "Health Officer"), for "Commission" substitute "Department". (Definition of "Officer"), for "Commission" substitute "Department".
		4	(Definition of "Board of Public Health"), for "Commission" substitute "Department". (Definition of "Chairman of the Board of Public Health"), for "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department". (Definition of "Engineering Inspector") for "Commission" substitute "Department". (Definition of "Officer"), for "Commission" (wherever occurring) substitute "Department". (Definition of "Secretary"), for "Commission" substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	5 (2)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		9A	For "Commission" (wherever occurring) substitute "Chief General Manager" and omit "who may include a Commissioner."
		11	(Definition of "Department of Public Health"), for "Commission" substitute "Department". (Definition of "Officer"), for "Commission" substitute "Department". (Definition of "officers" or "employees"), for "Commission" substitute "Department". The heading in Part II, "DIVISION 2.— THE COMMISSION OF PUBLIC HEALTH" is repealed.
		25 (b)	For "Commission" substitute "Department".
		27 (3) (a)	For "Commission" substitute "Chief General Manager".
		28	For "Commission" (wherever occurring) substitute "Chief General Manager".
		31	For "Commission" (wherever occurring) substitute "Chief General Manager".
		32	For "Commission" substitute "Department".
		34 (b)	For "Commission" substitute "Chief General Manager".
		35	For "Commission" (wherever occurring) substitute "Chief General Manager".
		36A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		37	For "Commission" (wherever occurring) substitute "Chief General Manager".
		38 (a)	For "Commission" substitute "Chief General Manager".
		41 (1)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		48 (1)	For "Commission" substitute "Chief General Manager".
		49	For "Commission" (wherever occurring) substitute "Chief General Manager".
		49A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		49A (3)	For "it" substitute "the Chief General Manager".
		50	For "Commission" (wherever occurring) substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	<i>Health Act 1958— continued</i>	52 (1)	For "Commission" substitute "Chief General Manager".
		64	For "Commission" (wherever occurring) substitute "Chief General Manager".
		64 (1)	For "it" substitute "the Chief General Manager".
		64 (3)	For "it" substitute "the Chief General Manager".
		65	For "Commission" (wherever occurring) substitute "Chief General Manager".
		65 (8)	For "its" substitute "the Chief General Manager's".
		66 (1) (d)	For "Commission" substitute "Chief General Manager".
		69	For "Commission" (wherever occurring) substitute "Chief General Manager".
		69 (2)	For "it" (wherever occurring) substitute "the Chief General Manager" and for "its" substitute "the Chief General Manager's".
		70	For "Commission" (wherever occurring) substitute "Chief General Manager".
		71	For "Commission" (wherever occurring) substitute "Chief General Manager".
		72 (1)	For "Commission" substitute "Chief General Manager".
		79	For "Commission" substitute "Chief General Manager".
		80	For "Commission" (wherever occurring) substitute "Chief General Manager".
		81 (1)	For "Commission" substitute "Chief General Manager".
		82	For "Commission" (wherever occurring) substitute "Chief General Manager".
		84	For "Commission" (wherever occurring) substitute "Chief General Manager".
		84 (2)	For "it" (where first occurring) substitute "the Chief General Manager".
		84 (5)	For "it" substitute "the Chief General Manager".
		84 (6)	For "it" (wherever occurring) substitute "the Chief General Manager".
		93	For "Commission" (wherever occurring) substitute "Chief General Manager".
		94 (2)	For "Commission" (wherever occurring) substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	95	For "Commission" (wherever occurring) substitute "Chief General Manager".
		95 (9)	For "its" substitute "the Chief General Manager's".
		99 (2)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		100 (2)	For "Commission" substitute "Chief General Manager".
		103	For "Commission" substitute "Chief General Manager".
		108AB	(Definition of "Specially authorized officer"), for "Commission" substitute "Chief General Manager".
		108AE (1)	For "Commission" substitute "Chief General Manager".
		108AE (2)	For "Commission" substitute "Chief General Manager".
		108AE (3) (a)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108AE (3) (b)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".
		108AE (3) (c) & (d)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108AE (4)	For "Commission" substitute "Chief General Manager" and for "it" (where first occurring) substitute "the Chief General Manager".
		108AE (5)	For "Commission" (wherever occurring) substitute "Chief General Manager" and for "it" (where first occurring) substitute "the Chief General Manager".
		108AE (6)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108AE (7) to (15)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108AE (12)	For "it" substitute "the Chief General Manager".
		108AF	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108AF (7)	For "it" (where first occurring) substitute "the Chief General Manager".
		108AG	For "Commission" (wherever occurring) substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	108AG (1)	For "it" (where first occurring) substitute "the Chief General Manager".
		108AG (2)	For "it" substitute "the Chief General Manager".
		(a)	
		108AG (2)	For "it" substitute "the Chief General Manager".
		(b)	
		108AG (3)	For "it" substitute "the Chief General Manager".
		108AH (1)	For "Commission" substitute "Chief General Manager".
		108AJ (1)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		(c)— (zaa)	
		108AJ (1)	For "it" substitute "the Chief General Manager".
		(e)	
		108AJ (1)	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		(zab)	
		108AJ (1)	For "Commission" substitute "Department".
		(zb)	
		108AK (6)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108AL (2)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108A	(Definition of "Licence"), for "Commission" substitute "Chief General Manager".
		108B	For "Commission" substitute "Chief General Manager".
		108C	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108E	For "Commission" substitute "Chief General Manager".
		108F	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108F (1)	For "it" (wherever occurring) substitute "the Chief General Manager".
		108G	For "Commission" (wherever occurring) substitute "Chief General Manager".
		108G (2)	For "it" substitute "the Chief General Manager".
		110	For "Commission" substitute "Chief General Manager".
		111	For "Commission" substitute "Chief General Manager".
		112	For "Commission" substitute "Chief General Manager".
		118 (1)	For "Commission" substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	121 (1)	For "Commission" substitute "Chief General Manager".
		122	For "Commission" (wherever occurring) substitute "Chief General Manager".
		128 (1)	For "Commission" substitute "Chief General Manager".
		129 (1)	For "Commission" substitute "Chief General Manager".
		130	For "Commission" substitute "Chief General Manager".
		132 (2)	For "Commission" substitute "Chief General Manager".
		133	For "Commission" (wherever occurring) substitute "Chief General Manager".
		133 (1) (a)-(s)	Omit "It may" (wherever occurring).
		133 (1) (a), (h), (j)	Omit "may" (wherever else occurring).
		133 (1)	For "it" (wherever occurring) substitute "the Chief General Manager".
		134	For "Commission" substitute "Chief General Manager".
		137	For "Commission" substitute "Chief General Manager".
		139A (1)	(Definition of "Approved"), for "Commission" substitute "Chief General Manager". (Definition of "Hospital"), for "Commission" substitute "Chief General Manager".
		145	For "Commission" substitute "Chief General Manager".
		160 (2) (b) (ii)	For "Commission" substitute "Director-General of Community Services".
		162A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		162C (1) (i)	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		162C (1) (j)	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		162F (1)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		162F (2)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	162H	For "Commission" (wherever occurring) substitute "Department".
		162I	For "Commission" substitute "Department".
		164 (2)	For "Commission" (wherever occurring) substitute "Chief General Manager" and for "that" substitute "the".
		166A	For "Commission" substitute "Chief General Manager".
		166D	For "Commission" (wherever occurring) substitute "Chief General Manager".
		168A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		168A (2)	For "it" substitute "the Chief General Manager".
		169 (1)	For "Commission" substitute "Chief General Manager"; for "it" substitute "the Chief General Manager"; and for "he" substitute "the Minister".
		170	For "Commission" substitute "Chief General Manager".
		171	For "Commission" substitute "Chief General Manager".
		172	For "Commission" substitute "Chief General Manager".
		173	(Definition of "Provision"), for "Commission" substitute "Chief General Manager".
		174	For "Commission" (wherever occurring) substitute "Chief General Manager".
		174 (1)	For "it" (where first occurring) substitute "the Chief General Manager".
		175	For "Commission" substitute "Chief General Manager".
		177	For "Commission" (wherever occurring) substitute "Chief General Manager".
		177 (2)	For "it" substitute "the Chief General Manager".
		178 (1)	(Definition of "Hospital"), for "Commission" substitute "Chief General Manager".
		178 (1)	(Definition of "Nursing home"), for "Commission" substitute "Chief General Manager".
		179	For "Commission" (wherever occurring) substitute "Chief General Manager".
		179 (2)	For "its" substitute "the Chief General Manager's".
		179 (3)	For "it" substitute "the Chief General Manager".



## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	179 (5)	For "its" substitute "the Chief General Manager's".
		179 (6A)	For "its" substitute "the Chief General Manager's".
		179 (9)	For "its" substitute "the Chief General Manager's".
		180	For "Commission" (wherever occurring) substitute "Chief General Manager".
		181	For "Commission" (wherever occurring) substitute "Chief General Manager".
		182	For "Commission" (wherever occurring) substitute "Chief General Manager".
		182 (1) (b)	For "Commission's" substitute "Chief General Manager's".
		182 (4)	For "it" substitute "the Chief General Manager".
		183	For "Commission" substitute "Chief General Manager".
		183 A(1)	For "Commission" (wherever occurring) substitute "Chief General Manager" and for "it" substitute "the Chief General Manager".
		184	For "Commission" substitute "Chief General Manager".
		184A	For "Commission" substitute "Chief General Manager".
		184C	For "Commission" (wherever occurring) substitute "Chief General Manager".
		184D	For "Commission" substitute "Chief General Manager".
		186 (ga)	For "Commission" substitute "Chief General Manager".
		188	For "Commission" (wherever occurring) substitute "Chief General Manager".
		188 (1) (a)	For "its" substitute "the Chief General Manager's".
		188 (4)	For "its" (wherever occurring) substitute "the Chief General Manager's".
		189	For "Commission" substitute "Chief General Manager".
		190	For "Commission" substitute "Chief General Manager".
		191	For "Commission" (wherever occurring) substitute "Chief General Manager".
		192	For "Commission" substitute "Chief General Manager".
		193	For "Commission" (wherever occurring) substitute "Chief General Manager".
		194	For "Commission" substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	195	For "Commission" (wherever occurring) substitute "Chief General Manager".
		195 (3)	For "it" substitute "the Chief General Manager".
		196	For "Commission" substitute "Chief General Manager".
		197	For "Commission" (wherever occurring) substitute "Chief General Manager".
		199	For "Commission" (wherever occurring) substitute "Chief General Manager".
		199 (3)	For "its" substitute "the Chief General Manager's" and for "it" substitute "the Chief General Manager".
		200	For "Commission" (wherever occurring) substitute "Chief General Manager".
		200 (5)	For "it" substitute "the Chief General Manager".
		208 (1)	For "Commission" substitute "Department".
		208A (1)	(Definition of "Authorized person"), for "Commission" substitute "Director-General". (After the definition of "Authorized person"), insert— "Director-General" means the Director-General of the Department of Community Services.
		208A (2) (a)	For "Commission" substitute "Department of Community Services".
		208c	For "Commission" (wherever occurring) substitute "Director-General".
		208c (3)	For "it" substitute "the Director-General".
		208c (5)	For "it" substitute "the Director-General".
		208d	For "Commission" substitute "Director-General".
		208e	For "Commission" substitute "Director-General".
		208g	For "Commission" (wherever occurring) substitute "Director-General".
		209A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		209A (4)	For "it" substitute "the Chief General Manager".
		213A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		213A (4)	For "it" substitute "the Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— continued	220b	For "Commission" (wherever occurring) substitute "Department".
		220c	For "Commission" (wherever occurring) substitute "Chief General Manager".
		220c (2)	For "its" substitute "the Chief General Manager's".
		220c (5)	For "it" substitute "the Chief General Manager".
		220d	For "Commission" (wherever occurring) substitute "Chief General Manager".
		220d (1)	For "its" substitute "the Chief General Manager's".
		220Eb (1)	For "Commission" substitute "Chief General Manager".
		220Eb (2)	For "Commission" (where first occurring) substitute "Department"; for "Commission" (wherever else occurring) substitute "Chief General Manager", and for "it" substitute "the Chief General Manager".
		229A	For "Commission" (where first occurring) substitute "Department" and for "Commission" (wherever else occurring) substitute "Chief General Manager".
		242	For "Commission" (wherever occurring) substitute "Chief General Manager".
		242 (3)	For "it" substitute "the Chief General Manager".
		248	For "Commission" (wherever occurring) substitute "Chief General Manager".
		248 (1) (a)	For "its" (where first occurring) substitute "the Chief General Manager's".
		249	For "Commission" (wherever occurring) substitute "Chief General Manager".
		259 (1)	(Definition of "Proprietary medicine"), for "Commission" substitute "Chief General Manager".
		260	For "Commission" substitute "Department".
		261	For "Commission" substitute "Chief General Manager".
		262	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		263	For "Commission" (wherever occurring) substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	<i>Health Act 1958— continued</i>	263 (2)	For "its" substitute "the Chief General Manager's".
		263 (3)	For "its" (where secondly occurring) substitute "the Chief General Manager's".
		263 (4)	For "its" (where secondly occurring) substitute "the Chief General Manager's".
		263A	For "Commission" (wherever occurring) substitute "Chief General Manager".
		263A (3)	For "its" (where first occurring) substitute "the Chief General Manager's".
		263B	For "Commission" substitute "Chief General Manager".
		264	For "Commission" substitute "Chief General Manager".
		264 (1)	For "its" (except where first occurring) substitute "the Chief General Manager's".
		265	For "Commission" (wherever occurring) substitute "Chief General Manager".
		265 (1)	For "his" substitute "the Chief General Manager's".
		266 (2) (b)	For "Commission" substitute "Chief General Manager".
		267 (2)	For "Commission" substitute "Chief General Manager" and for "its" substitute "the Chief General Manager's".
		268	For "Commission" (wherever occurring) substitute "Chief General Manager".
		269 (d)	For "Commission" substitute "Chief General Manager".
		270C (1)	For "Commission" substitute "Chief General Manager".
		270D (1)	For "Commission" substitute "Department".
		270E	For "Commission" (wherever occurring) substitute "Chief General Manager".
		270E (1)	For "its" substitute "the Chief General Manager's".
		270F	For "Commission" (wherever occurring) substitute "Chief General Manager".
		270F (2)	For "its" (where first occurring) substitute "the Chief General Manager's".
		270G	For "Commission" (wherever occurring) substitute "Chief General Manager".
		270G (1)	For "his" (where secondly occurring) substitute "the Chief General Manager's".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	Health Act 1958— <i>continued</i>	270H	For "Commission" (wherever occurring) substitute "Chief General Manager".
		270H (1)	For "his" substitute "the Chief General Manager's".
		270I	For "Commission" (wherever occurring) substitute "Chief General Manager".
		270J (2) (b)	For "Commission" substitute "Chief General Manager".
		270K (4)	For "Commission" substitute "Chief General Manager" and for "its" substitute "the Chief General Manager's".
		270L (3)	For "Commission" substitute "Chief General Manager".
		270M	For "Commission" (wherever occurring) substitute "Chief General Manager".
		274	For "Commission" (wherever occurring) substitute "Chief General Manager".
		274 (4)	For "its" substitute "the Chief General Manager's".
		277 (a)	For "Commission" substitute "Chief General Manager".
		281 (1A) (a)	For "Commission" substitute "Chief General Manager".
		288 (2) (a)	For "Commission" substitute "Chief General Manager".
		289 (2) (a)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		294	For "Commission" (wherever occurring) substitute "Chief General Manager".
		367	For "Commission" substitute "Chief General Manager".
		368 (3)	For "Commission" substitute "Chief General Manager".
		369	For "Commission" (wherever occurring) substitute "Chief General Manager".
		370	For "Commission" substitute "Chief General Manager".
		371 (1)	For "Commission" substitute "Chief General Manager".
		371 (3)	For "Secretary of the Commission" substitute "Chief General Manager".
		371 (4)	For "Secretary" substitute "Chief General Manager".
		372	For "Commission" substitute "Chief General Manager".
		374 (1)	For "Commission" substitute "Chief General Manager".
		375	For "Commission" substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	<i>Health Act 1958— continued</i>	376 (e)	For "Commission" substitute "Chief General Manager" and omit "its".
		380	For "Commission" (wherever occurring) substitute "Chief General Manager".
		384	For "Commission" (wherever occurring) substitute "Chief General Manager" and repeal the words "or any member thereof".
		386 (1)	Omit "member of the Commission and no"; for "Commission" (where next occurring) substitute "Department"; and for "Commission" (where thirdly occurring) substitute "Chief General Manager".
		386 (2)	For "any such member of the Commission" substitute "the Chief General Manager".
		387	For "Commission" (wherever occurring) substitute "Chief General Manager".
		387 (1)	Omit "its".
		387 (2)	For "its" substitute "the Chief General Manager's or the council's"; for "it" substitute "the Chief General Manager or the council"; for "he" substitute "the Judge"; and for "his" substitute "the Judge's".
		388	For "Commission" (wherever occurring) substitute "Chief General Manager".
		390 (3)	For "Commission" substitute "Chief General Manager".
		391	For "Commission" (wherever occurring) substitute "Chief General Manager".
		392	For "Commission" substitute "Chief General Manager".
		393	For "Commission" substitute "Chief General Manager".
		394	For "Commission" (wherever occurring) substitute "Chief General Manager".
		395	For "Commission" (wherever occurring) substitute "Chief General Manager".
		396	For "Commission" (wherever occurring) substitute "Chief General Manager".
		397	For "Commission" (wherever occurring) substitute "Chief General Manager".
		397 (2) (b)	Omit "itself".
		397 (3) (a)	For "it" substitute "the Chief General Manager".
		397 (3) (b)	For "it" (where first occurring) substitute "the Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	<i>Health Act 1958— continued</i>	398 (1)	For "Commission" substitute "Chief General Manager".
		399	For "Commission" (wherever occurring) substitute "Chief General Manager".
		400	For "Commission" substitute "Chief General Manager".
		401 (2)	For "Commission" substitute "Chief General Manager".
		403	For "any member of the Commission or" substitute "the Chief General Manager or a member" and after "which" insert "the Chief General Manager or".
		406	For "Commission" (wherever occurring) substitute "Chief General Manager".
		406 (1) (a)	For "its" substitute "the Chief General Manager's".
		410 (2)	For "Commission" substitute "Chief General Manager".
		413	For "Commission" (wherever occurring) substitute "Chief General Manager".
		424 (f)	For "Commission" substitute "Chief General Manager".
		425 (8)	For "Commission" substitute "Chief General Manager".
		425 (8) (a)	For "Secretary of the Commission" substitute "Chief General Manager".
		426 (1) (b)	For "Secretary of the Commission" substitute "Chief General Manager".
		434 (1)	For "Commission" substitute "Chief General Manager".
		435 (1)	For "Commission" substitute "Department".
		437	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".
		437 (1) (a)	Omit "of the Commission or".
		437 (1) (c)	For "Commission" substitute "Department".
		437 (1) (d)	Omit "the Commission or".
		437 (1) (e)	For "Commission" substitute "Chief General Manager".
		439 (1)	For "Commission" substitute "Chief General Manager".
		440 (1) (a)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Chairman of the Commission" substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6270	<i>Health Act 1958— continued</i>	446	For "Commission" (wherever occurring) substitute "Chief General Manager".
		447	For "Commission" (wherever occurring) substitute "Chief General Manager".
		447 (a)	For "its" substitute "the Chief General Manager's or the council's".
		448	For "Commission" (wherever occurring) substitute "Chief General Manager".
		450 (2)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".
8506	<i>Health (Fluoridation) Act 1973</i>	2	For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department of Health.
		5 (1)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		6	For "Commission" (wherever occurring) substitute "Chief General Manager".
		7 (1)	For "Commission" substitute "Chief General Manager".
		8	For "Commission" substitute "Chief General Manager".
		9	For "Commission" substitute "Chief General Manager".
5045	<i>Heatherton Sanatorium Act 1944</i>	2	The definition of "Commission" is repealed.
		7	For "Commission" substitute "Department of Health".
9667	<i>Historic Buildings Act 1981</i>	13	(Definition of "Public authority"), for "Health Commission of Victoria" substitute "Department of Health".
6274	<i>Hospitals and Charities Act 1958</i>	1	(Table of Parts, Part II.), for "Commission" substitute "Chief General Manager".
		3 (1)	For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department of Health.
			In the heading in Part II., Division 2, for "COMMISSION" substitute "CHIEF GENERAL MANAGER".
		18	For "Commission" (wherever occurring) substitute "Chief General Manager" and for "it" substitute "the Chief General Manager".
		19	For "Commission" (wherever occurring) substitute "Chief General Manager".



## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6274	<i>Hospital and Charities Act 1958—continued</i>	19 (a)	For "its" substitute "the Chief General Manager's".
		19 (c)	For "its" substitute "the Chief General Manager's".
		20	For "Commission" (wherever occurring) substitute "Chief General Manager".
		21	For "Commission" (wherever occurring) substitute "Chief General Manager".
		22	For "Commission" (wherever occurring) substitute "Chief General Manager".
		22A (2)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		23	For "Commission" (wherever occurring) substitute "Chief General Manager".
		24	For "Commission" substitute "Chief General Manager".
		25	For "Commission" (wherever occurring) substitute "Chief General Manager".
		26	For "Commission" (wherever occurring) substitute "Chief General Manager" and for "it" (where first occurring) substitute "the Chief General Manager".
		27	For "Commission" substitute "Chief General Manager" and for "it" (wherever occurring) substitute "the Chief General Manager".
		28	For "Commission" (wherever occurring) substitute "Chief General Manager"; for "it" (where first occurring) substitute "the Chief General Manager" and for "its" substitute "the Chief General Manager's".
		29	For "Commission" (wherever occurring) substitute "Chief General Manager".
		33	For "Commission" (wherever occurring) substitute "Chief General Manager".
		35	For "Commission" (wherever occurring) substitute "Chief General Manager".
		35 (2)	For "its" substitute "the Chief General Manager's".
		37	For "Commission" (wherever occurring) substitute "Chief General Manager".
		37 (3) (d)	For "it" substitute "the Chief General Manager".
		37 (4)	For "it" substitute "the Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6274	<i>Hospital and Charities Act 1958—continued</i>	39	For "Commission" (wherever occurring) substitute "Chief General Manager".
		40 (1)–(3)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		40 (4)	For "chairman or secretary of the Commission" substitute "Chief General Manager".
		42	For "Commission" (wherever occurring) substitute "Chief General Manager".
		43	For "Commission" substitute "Chief General Manager" and for "it" substitute "the Chief General Manager".
		43A (3)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		46 (2)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		48	For "Commission" (wherever occurring) substitute "Chief General Manager".
		50	For "Commission" substitute "Chief General Manager".
		51	For "Commission" substitute "Chief General Manager".
		52	For "Commission" substitute "Chief General Manager".
		55	For "Commission" (wherever occurring) substitute "Chief General Manager".
		57 (3)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		62	For "Commission" (wherever occurring) substitute "Chief General Manager".
		63A (2)	For "Commission" substitute "Chief General Manager".
		63B (1)	For "Commission gave its approval in writing" substitute "approval in writing of the Chief General Manager was obtained".
		63B (3)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		63c	For "Commission" (wherever occurring) substitute "Chief General Manager".
		63c (2)	For "its" (where first occurring) substitute "the Chief General Manager's".
		63G (2)	For "Commission" substitute "Chief General Manager".
		63J (1)	For "Commission" (wherever occurring) substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6274	<i>Hospital and Charities Act 1958—continued</i>	63M	For "Commission" (wherever occurring) substitute "Chief General Manager".
		63M (2)	For "it" substitute "the Chief General Manager".
		65 (1)	For "Commission" substitute "Chief General Manager".
		66 (1)	For "Commission" substitute "Chief General Manager".
		67	For "Commission" (wherever occurring) substitute "Chief General Manager".
		68 (3) (b)	For "Commission" substitute "Chief General Manager".
		68B (1)	For "Commission" substitute "Chief General Manager".
		68B (4)	For "Health Commission" substitute "Chief General Manager" and for "section 33 of the <i>Health Commission Act 1977</i> " substitute "the <i>Annual Reporting Act 1983</i> ".
		70 (1)	Omit "and of section 27 of the <i>Venerable Diseases Act 1958</i> ".
		75	For "Commission" substitute "Chief General Manager".
		82	For "Commission" (wherever occurring) substitute "Chief General Manager".
		82 (1)	For "it" substitute "the Chief General Manager".
		86	For "Commission" (wherever occurring) substitute "Chief General Manager".
		87	For "Commission" (wherever occurring) substitute "Chief General Manager".
		88	For "Commission" (wherever occurring) substitute "Chief General Manager".
		89	For "Commission" (wherever occurring) substitute "Chief General Manager".
		91	For "Commission or any member or officer thereof" substitute "Chief General Manager or any officer of the Department of Health".
		92A (4A)	For "Commission" substitute "Chief General Manager".
		93	For "Commission" (wherever occurring) substitute "Chief General Manager".
9163	<i>Hospitals Remuneration Tribunal Act 1978</i>	2 (1)	The definition of "Commission" is repealed.
		18 (2) (b)	For "Commission" substitute "Chief General Manager of the Department of Health".
		32A (2)	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
9163	<i>Hospitals Remuneration Tribunal Act 1978—continued</i>	32B (3)	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
7354	<i>Hospitals Superannuation Act 1965</i>	34	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
10163	<i>Infertility (Medical Procedures) Act 1984</i>	3 (1)	(Definition of "Private hospital"), for "Health Commission" substitute "Chief General Manager".
		21	For "Health Commission" substitute "Chief General Manager".
		22 (1)	For "Health Commission" (wherever occurring) substitute "Chief General Manager".
		22 (2) (b)	For "Secretary of the Health Commission" and for "Secretary" substitute "Chief General Manager".
		22 (3)	For "Secretary of the Health Commission" substitute "Chief General Manager".
		22 (4)	For "Health Commission" substitute "Chief General Manager".
		23	For "Health Commission" (wherever occurring) substitute "Chief General Manager".
		23 (3)	For "its" (wherever occurring) substitute "the Chief General Managers".
6283	<i>Labour and Industry Act 1958</i>	123 (2)	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
6290	<i>Latrobe Valley Act 1958</i>	37 (1)	For "Commission of Public Health" (wherever occurring) substitute "Chief General Manager of the Department of Health".
		37 (2)	For "Commission of Public Health or any members or officers thereof" substitute "Chief General Manager or any officers of the Department of Health".
7695	<i>Liquor Control Act 1968</i>	163 (3) (b)	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
6299	<i>Local Government Act 1958</i>	693A (7)	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
		807 (1)	Omit "Public".
		807 (4) (a)	Before "Department of Health" insert "Chief General Manager of the".
		854 (1) (a)	For "Commission of Public" substitute "Chief General Manager of the Department of".
		854 (1) (b)	For "said Commission" substitute "Chief General Manager of the Department of Health".
		855	For "Commission of Public" (wherever occurring) substitute "Chief General Manager of the Department of".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6299	<i>Local Government Act 1958—continued</i>	855 (2)	For "said Commission" substitute "Chief General Manager of the Department of Health".
8184	<i>Magistrates' Courts Act 1971</i>	28 (3)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
8061	<i>Medical Practitioners Act 1970</i>	7A (2) (h)	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
		27A (1) (b)	For "Health Commission" substitute "Chief General Manager of the Department of Health".
		27c (1)	Before the definition of "Child" insert— "Chief General Manager" means the Chief General Manager of the Department of Health. The definition of "Commission" is repealed. (Definition of "Representative"), for "Commission" (wherever occurring) substitute "Chief General Manager".
		27G	For "Commission" (wherever occurring) substitute "Chief General Manager".
6310	<i>Melbourne and Metropolitan Board of Works Act 1958</i>	134	For "Health Commission or any members thereof" substitute "Chief General Manager of the Department of Health"; for "Health Commission" (where secondly occurring) substitute "Department of Health"; for "Health Commission and such members" substitute "Chief General Manager"; and after "officers" (where secondly occurring) insert "of the Department of Health".
6605	<i>Mental Health Act 1959</i>	2 (5)	For "Health Commission of Victoria" substitute "Department of Health".
		3	For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department. After the definition of "Day training centre" insert— "Department" means the Department of Health.
		3	(Definition of "Order"), for "for Community Welfare Services" substitute "administering the Office of Corrections". (Definition of "Security patient"), for "Community Welfare Services" (wherever occurring) substitute "administering the Office of Corrections".
		12	For "Commission" (wherever occurring) substitute "Chief General Manager".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6605	<i>Mental Health Act 1959— continued</i>	15 (1)	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		15 (2) & (3)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		16 (1)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".
		16 (2) & (4)	For "Notwithstanding section 22 of the <i>Health Commission Act 1977</i> , medical" substitute "Medical".
		21 (1)	For "Commission" (wherever occurring) substitute "Department".
		22 (3)	For "Commission" (wherever occurring) substitute "Chief General Manager".
		22 (3) (b)	For "he" substitute "such person"; for "him" substitute "the matter"; for "which" substitute "who"; and omit "itself".
		22 (3) (c)	Omit "itself" and for "it" substitute "the Chief General Manager".
		22 (3) (e)	Omit "itself".
		22 (3) (f)	Omit "chairman of the".
		22 (4)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".
		26 (1)	For "Commission" substitute "Chief General Manager".
		27 (2)	For "Commission" substitute "Chief General Manager".
		28	For "Commission" (wherever occurring) substitute "Chief General Manager".
		31	For "Commission" (wherever occurring) substitute "Chief General Manager".
		33	For "Commission" (wherever occurring) substitute "Chief General Manager".
		34	For "Commission" (wherever occurring) substitute "Chief General Manager".
		35	For "Commission" (wherever occurring) substitute "Chief General Manager".
		35 (6)	For "its" substitute "the Chief General Manager's"; for "it" substitute "the Chief General Manager"; and for "makes any resolution" substitute "determines to apply".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6605	<i>Mental Health Act 1959— continued</i>	36 (2)	For "Commission" substitute "Chief General Manager"; for "makes a resolution" substitute "determines to apply"; and for "making of the resolution" substitute "determination".
		38	For "Commission" substitute "Chief General Manager".
		40	For "Commission" (wherever occurring) substitute "Chief General Manager".
		45	For "Commission" substitute "Chief General Manager".
		46 (1)	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		46 (3)	For "Commission" substitute "Chief General Manager".
		50 (1)	For "Commission" substitute "Chief General Manager".
		52	For "for Community Welfare Services" (wherever occurring) substitute "administering the Office of Corrections".
		52 (2)	For "for Social Welfare" substitute "administering the Office of Corrections".
		53	For "for Community Welfare Services" (wherever occurring) substitute "administering the Office of Corrections".
		54	For "for Community Welfare Services" substitute "administering the Office of Corrections".
		55	For "for Community Welfare Services" substitute "administering the Office of Corrections".
		56	For "for Community Welfare Services" (wherever occurring) substitute "administering the Office of Corrections".
		57	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		58 (2)	For "for Community Welfare Services" substitute "administering the Office of Corrections".
		65	For "Commission" (wherever occurring) substitute "Chief General Manager".
		66 (4)	For "Commission" (wherever occurring) substitute "Department".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6605	<i>Mental Health Act 1959— continued</i>	66 (7)	For "Every member of the Commission" substitute "The Chief General Manager"; omit "every member of the Health Advisory Council and"; for "Commission" substitute "Chief General Manager"; and omit "or by the Health Advisory Council".
		79	For "Commission or any member thereof" substitute "Chief General Manager".
		81	For "Commission" substitute "Chief General Manager".
		82 (3)	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		82 (4)	For "Commission" (where first occurring) substitute "Department" and for "Commission" (where secondly occurring) substitute "Chief General Manager".
		85	For "Commission" (wherever occurring) substitute "Department".
		100	For "Commission" substitute "Chief General Manager".
		102 (1)	For "Commission" substitute "Department".
		106 (1) (c)	For "Commission" substitute "Department".
		106 (1) (g)	For "a member of the Commission" substitute "the Chief General Manager".
		106 (2)	For "Commission" substitute "Department".
		109	For "Commission" substitute "Chief General Manager".
		112A	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".
		113 (1)	For "Commission" substitute "Chief General Manager".
		113 (1) (h)	For "Commission" substitute "Department".
		113 (2) (c)	For "Commission" (where first occurring) substitute "Chief General Manager" and for "Commission" (where secondly occurring) substitute "Department".
6315	<i>Metropolitan Fire Brigades Act 1958</i>	65	For "Health Commission" substitute "Chief General Manager of the Department of Health".
9923	<i>Nuclear Activities (Prohibitions) Act 1983</i>	9 (1) (h)	For "Health Commission" substitute "Chief General Manager of the Department of Health".



## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6328	<i>Nurses Act 1958</i>	3	After the definition of "By-laws" insert— "Chief General Manager" means the Chief General Manager of the Department of Health.
		4 (2)	For "Health Commission of Victoria" (wherever occurring) substitute "Chief General Manager".
		9	For "Health Commission of Victoria" (wherever occurring) substitute "Chief General Manager".
		9 (2) (b)	For "Commission" substitute "Chief General Manager".
		9 (3)	For "its" substitute "the Chief General Manager's".
8593	<i>Pharmacists Act 1974</i>	24 (2)	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
9512	<i>Planning Appeals Board Act 1980</i>	3	(Definition of "Former authority"), for "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health"; omit "established under the <i>Health Commission Act 1977</i> "; and for "its" substitute "the Chief General Manager's".
8656	<i>Public Service Act 1974</i>	6 (3a)	For "Health Commission of Victoria" substitute "Department of Health".
6564	<i>Registration of Births Deaths and Marriages Act 1959</i>	19A	For "Health Commission of Victoria" substitute "Chief General Manager of the Department of Health".
8862	<i>Second-hand Dealers (Charity Collectors) Act 1976</i>		
	Section 3 (1) (new section 29A)		For the definition of "Commission" substitute— "Chief General Manager" means the Chief General Manager of the Department of Health.
			(Definition of "Recognized organization"), for "Commission" substitute "Chief General Manager".
	(new section 29E (2))		For "Commission" substitute "Chief General Manager".
	Section 4 (f) (new section 30B (a))		For "Health Commission of Victoria" substitute "Chief General Manager".
6368	<i>Sewerage Districts Act 1958</i>	5 (1)	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
		12	For "at the Commission of Public Health" substitute "of the Chief General Manager of the Department of Health" and for "said Commission" substitute "Chief General Manager of the Department of Health".

## THE SCHEDULE—continued

No.	Name of Act	Section	Extent of Amendments
6368	<i>Sewerage Districts Act 1958—continued</i>	110 (2) (b)	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
		119 (4)	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
		121 (1)	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
		121 (2)	For "Commission of Public Health or any members or officers thereof" substitute "Chief General Manager of the Department of Health or any officers of the Department of Health".
		124 (c)	For "Commission of Public Health" substitute "Chief General Manager of the Department of Health".
9841	<i>St. Nicholas Hospital (Sale of Land) Act 1982</i>	4 (4)	For "Health Commission" substitute "Director General of Community 1982 Services".
6384	<i>Stock Medicines Act 1958</i>	7A	Before "Department of Health" insert "Chief General Manager of the" and for "Chief Health Officer" substitute "Chief General Manager".
7405	<i>Summary Offences Act 1966</i>	30 (10)	For "Health Commission" substitute "Department of Health".

## NOTES

## 1. Minister's second reading speech—

Legislative Council: 14 November 1985

Legislative Assembly: 28 November 1985

2. The long title for the Bill for this Act was "A Bill to repeal the *Health Commission Act 1977* and to amend the *Health Act 1958* and certain other Acts."