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**HOSPITALS AND HEALTH SERVICES ACT 1927**

**METROPOLITAN HEALTH SERVICE BOARD**

**HOSPITALS AND HEALTH SERVICES (HOSPITAL  
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HOSPITALS AND HEALTH SERVICES ACT 1927  
**HOSPITALS AND HEALTH SERVICES (HOSPITAL BOARDS  
APPOINTMENTS) INSTRUMENT 1997**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 15 of the *Hospitals and Health Services Act 1927*.

**Citation**

1. This instrument may be cited as the *Hospitals and Health Services (Hospital Boards Appointments) Instrument 1997*.

**Commencement**

2. This instrument comes into operation on 16 July 1997.

**Termination of term of tenure**

3. The term of tenure of a member of a hospital board mentioned in Division 3 of Schedule 1 to this instrument holding office immediately before the coming into operation of this instrument is terminated.

**Appointments to hospital boards**

4. (1) Subject to subclause (2), the persons mentioned in Division 1 of Schedule 1 to this instrument, and the persons from time to time holding, acting in, or lawfully performing the functions of the offices mentioned in Division 2 of that Schedule, are appointed to the hospital boards mentioned in Division 3 of that Schedule.

(2) If, immediately before the coming into operation of this instrument, the Minister for Health was deemed under section 7 of the *Hospitals and Health Services Act 1927* to be a hospital board referred to in subclause (1), the persons referred to in that subclause are appointed to constitute the hospital board.

**SCHEDULE 1 — APPOINTMENTS AND HOSPITAL BOARDS**

[Clause 4]

***Division 1 — Persons appointed to hospital boards***

The Hon. Ian William Payne McCall AO  
John King Atkins  
Professor Louis Isaac Landau  
Michele Kosky  
Judith Anne Adams  
Dr Agatha Arnoldina van der Schaaf  
Graham McEachran

*Hospitals and Health Services (Hospital Boards Appointments) Instrument 1997*

***Division 2 — Ex officio appointments to hospital boards***

The general manager of Armadale Kelmscott Memorial Hospital  
The general manager of Bentley Hospital  
The chief executive officer of Fremantle and Woodside Maternity  
Hospitals and Rottne Island Nursing Post  
The general manager of Graylands Selby-Lemnos & Special Care  
Hospital  
The chief executive officer of King Edward Memorial and Princess  
Margaret Hospitals  
The general manager of Osborne Park Hospital  
The general manager of Rockingham/Kwinana District Hospital  
The chief executive officer of Royal Perth Hospital  
The chief executive officer of Sir Charles Gairdner Hospital  
The general manager of Swan District and Wooroloo Hospitals  
The Executive Director, Personal Health Services, appointed under  
section 6 (1) (b) of the *Health Legislation Administration Act 1984*

***Division 3 — Hospital boards***

Armadale Kelmscott Health Service  
Bentley Health Service  
Fremantle Hospital and Health Service  
Graylands Selby-Lemnos & Special Care Health Services  
Kalamunda Health Service  
King Edward Memorial and Princess Margaret Hospitals Board  
of Management  
Lower North Metropolitan Health Service  
Perth Dental Hospital  
Rockingham/Kwinana Health Service  
Royal Perth Hospital Board of Management  
The Board of Sir Charles Gairdner Hospital  
Swan Health Service

By Command of the Lieutenant-Governor  
and deputy of the Governor,

J. PRITCHARD, Clerk of the Executive Council.

HOSPITALS AND HEALTH SERVICES ACT 1927  
**HOSPITALS AND HEALTH SERVICES (RE-ORGANIZATION OF  
HOSPITAL BOARDS) NOTICE 1997**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 16 of the Act.

**Citation**

1. This notice may be cited as the *Hospitals and Health Services (Re-organization of Hospital Boards) Notice 1997*.

**Commencement**

2. This notice comes into operation on 16 July 1997.

**Amalgamation of boards to form new board**

3. The boards mentioned in Division 1 of Schedule 1 are re-organized by amalgamating them to form a new board.

**Assignment of corporate name**

4. The new board formed under clause 3 is assigned the corporate name "Metropolitan Health Service Board".

**Constitution of Metropolitan Health Service Board in relation to certain public hospitals**

5. The Metropolitan Health Service Board is constituted in relation to the public hospitals mentioned in Division 2 of Schedule 1.

**SCHEDULE 1 — FORMATION AND CONSTITUTION OF  
METROPOLITAN HEALTH SERVICE BOARD**

[Clauses 3 and 5]

***Division 1 — Amalgamated boards***

Armadale Kelmscott Health Service  
Bentley Health Service  
Fremantle Hospital and Health Service  
Graylands Selby-Lemnos & Special Care Health Services  
Kalamunda Health Service  
King Edward Memorial and Princess Margaret Hospitals Board  
of Management  
Lower North Metropolitan Health Service  
Perth Dental Hospital  
Rockingham/Kwinana Health Service  
Royal Perth Hospital Board of Management  
The Board of Sir Charles Gairdner Hospital  
Swan Health Service

*Hospitals and Health Services (Re-organization of Hospital Boards) Notice 1997*

***Division 2 — Public hospitals: Metropolitan Health Service Board***

Armadale Kelmscott Memorial Hospital  
Bentley Hospital  
Fremantle Hospital  
Graylands Selby-Lemnos & Special Care Hospital  
Kalamunda District Community Hospital  
King Edward Memorial Hospital for Women  
Osborne Park Hospital  
Perth Dental Hospital  
Princess Margaret Hospital for Children  
Rockingham/Kwinana District Hospital  
Rottnest Island Nursing Post  
Royal Perth Hospital  
Sir Charles Gairdner Hospital  
Swan District Hospital  
Woodside Maternity Hospital  
Wooroloo Hospital

By Command of the Lieutenant-Governor  
and deputy of the Governor,

J. PRITCHARD, Clerk of the Executive Council.

HOSPITALS AND HEALTH SERVICES ACT 1927  
**HOSPITALS AND HEALTH SERVICES (DIRECTIONS FOR  
RE-ORGANIZATION OF HOSPITAL BOARDS) INSTRUMENT 1997**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 16 (4) of the *Hospitals and Health Services Act 1927*.

**Citation**

1. This instrument may be cited as the *Hospitals and Health Services (Directions for Re-organization of Hospital Boards) Instrument 1997*.

**Commencement**

2. This instrument comes into operation immediately after the re-organization notice comes into operation.

**Interpretation**

3. In this instrument —

“**commencement day**” means the day on which this instrument comes into operation;

“**former board**” means a board mentioned in Division 1 of Schedule 1 to the re-organization notice;

“**Metropolitan Health Service Board**” means the board assigned that corporate name under clause 4 of the re-organization notice;

“**the re-organization notice**” means the *Hospitals and Health Services (Re-organization of Hospital Boards) Notice 1997*.

**Transfer of assets and liabilities of former boards**

4. It is directed that, on the commencement day —

- (a) any real or personal property or moneys vested in, acquired by, or under the control of a former board, and any other rights of a former board, are transferred to the Metropolitan Health Service Board;
- (b) any moneys payable to or appropriated for the purposes of a former board become payable to or appropriated for the purposes of the Metropolitan Health Service Board;
- (c) all obligations and liabilities of a former board, including contingent liabilities, become obligations and liabilities of the Metropolitan Health Service Board;
- (d) any agreement or instrument to which a former board is a party has effect as if the Metropolitan Health Service Board were substituted for the former board;
- (e) all proceedings commenced by or against a former board and pending on the commencement day are to be taken to be proceedings pending by or against the Metropolitan Health Service Board;

*Hospitals and Health Services (Directions for Re-organization of Hospital Boards)  
Instrument 1997*

- (f) anything done or omitted to be done in relation to the property, moneys, rights, obligations and liabilities referred to in paragraphs (a), (b) and (c) before the commencement day by, to or in respect of a former board (to the extent that that thing has any force or effect) is to be taken to have been done by, to or in respect of the Metropolitan Health Service Board; and
- (g) the Metropolitan Health Service Board becomes the owner of all of a former board's registers, documents, books and other records, however compiled, recorded or stored, and of any tape, disc or other device or medium relating to such records.

**Financial reporting of former boards**

5. It is directed that, despite section 54 of the *Financial Administration and Audit Act 1985*, the Metropolitan Health Service Board is to be the accountable authority of a former board for the purposes of the report required by section 66 of that Act with respect to the period from 1 July 1997 to 15 July 1997 (both dates inclusive).

**Staff of former boards**

6. It is directed that —

- (a) on the commencement day, any person employed or engaged by a former board immediately before that day ceases to be so employed or engaged and is employed or engaged by the Metropolitan Health Service Board;
- (b) the operation of paragraph (a) in relation to a person does not —
  - (i) affect the person's remuneration or terms and conditions of employment;
  - (ii) prejudice the person's existing or accruing rights;
  - (iii) affect any rights under a superannuation scheme; or
  - (iv) interrupt continuity of service;and
- (c) a person is not entitled to receive any payment or other benefit by reason only of having ceased to be employed or engaged by a former board as a result of paragraph (a).

**References to former boards**

7. It is directed that any reference to a former board in any instrument, contract, offer of employment or legal proceedings made or commenced before the commencement day is to be read and construed as a reference to the Metropolitan Health Service Board.

By Command of the Lieutenant-Governor  
and deputy of the Governor,

J. PRITCHARD, Clerk of the Executive Council.

HOSPITALS AND HEALTH SERVICES ACT 1927  
**HOSPITALS AND HEALTH SERVICES (METROPOLITAN HEALTH  
SERVICE BOARD APPOINTMENTS) INSTRUMENT 1997**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 15 of the *Hospitals and Health Services Act 1927*.

**Citation**

1. This instrument may be cited as the *Hospitals and Health Services (Metropolitan Health Service Board Appointments) Instrument 1997*.

**Commencement**

2. This instrument comes into operation immediately after the re-organization notice comes into operation.

**Interpretation**

3. In this instrument —

“**former board**” means a board mentioned in Division 1 of Schedule 1 to the re-organization notice;

“**Metropolitan Health Service Board**” means the board assigned that corporate name under clause 4 of the re-organization notice;

“**the re-organization notice**” means the *Hospitals and Health Services (Re-organization of Hospital Boards) Notice 1997*;

“**Schedule 1**” means Schedule 1 to this instrument.

**Appointments to constitute Metropolitan Health Service Board**

4. (1) The persons mentioned in Division 1 of Schedule 1, and the persons from time to time holding, acting in, or lawfully performing the functions of the offices mentioned in Division 2 of that Schedule, are appointed to constitute the Metropolitan Health Service Board on and from 16 July 1997.

(2) The term of tenure of the persons appointed under subclause (1) and mentioned in Division 1 of Schedule 1 ceases —

(a) on 30 June 1999; or

(b) in the case of The Hon. Ian William Payne McCall AO, on 30 June 2000.

**SCHEDULE 1 — APPOINTMENTS TO METROPOLITAN HEALTH  
SERVICE BOARD**

[Clause 4]

***Division 1 — Persons appointed to Metropolitan Health Service Board***

The Hon. Ian William Payne McCall AO  
John King Atkins  
Professor Louis Isaac Landau  
Michele Kosky  
Judith Anne Adams  
Dr Agatha Arnoldina van der Schaaf  
Graham McEachran



*Hospitals and Health Services (Metropolitan Health Service Board Appointments)  
Instrument 1997*

***Division 2 — Ex officio appointments to Metropolitan Health  
Service Board***

The general manager of Armadale Kelmscott Memorial Hospital  
The general manager of Bentley Hospital  
The chief executive officer of Fremantle and Woodside Maternity  
Hospitals and Rottnest Island Nursing Post  
The general manager of Graylands Selby-Lemnos & Special Care  
Hospital  
The chief executive officer of King Edward Memorial and Princess  
Margaret Hospitals  
The general manager of Osborne Park Hospital  
The general manager of Rockingham/Kwinana District Hospital  
The chief executive officer of Royal Perth Hospital  
The chief executive officer of Sir Charles Gairdner Hospital  
The general manager of Swan District and Wooroloo Hospitals  
The Executive Director, Personal Health Services, appointed under  
section 6 (1) (b) of the *Health Legislation Administration Act 1984*

By Command of the Lieutenant-Governor  
and deputy of the Governor,

J. PRITCHARD, Clerk of the Executive Council.

HOSPITALS AND HEALTH SERVICES ACT 1927  
**HOSPITALS AND HEALTH SERVICES (DECLARATION OF  
TEACHING HOSPITALS) NOTICE 1997**

Made by the Minister under section 3 (4) of the Act.

**Citation**

1. This notice may be cited as the *Hospitals and Health Services (Declaration of Teaching Hospitals) Notice 1997*.

**Commencement**

2. This notice comes into operation immediately after the *Hospitals and Health Services (Re-organization of Hospital Boards) Notice 1997* comes into operation.

**Declaration of teaching hospitals**

3. The institutions mentioned in the Table to this clause are declared to be teaching hospitals for the purposes of the Act.

TABLE

Armadale Kelmscott Memorial Hospital  
Bentley Hospital  
Kalamunda District Community Hospital  
Osborne Park Hospital  
Perth Dental Hospital  
Rockingham/Kwinana District Hospital  
Rottnest Island Nursing Post  
Swan District Hospital  
Woodside Maternity Hospital  
Woorloo Hospital

KEVIN PRINCE, Minister for Health.

## HOSPITALS AND HEALTH SERVICES ACT 1927

**HOSPITALS AND HEALTH SERVICES (APPOINTMENT OF  
CHAIRMAN OF METROPOLITAN HEALTH SERVICE BOARD)  
INSTRUMENT 1997**

Made by the Minister for Health under section 15 (6) of the *Hospitals and Health Services Act 1927*.

**Citation**

1. This instrument may be cited as the *Hospitals and Health Services (Appointment of Chairman of Metropolitan Health Service Board) Instrument 1997*.

**Commencement**

2. This instrument comes into operation immediately after the *Hospitals and Health Services (Declaration of Teaching Hospitals) Notice 1997* comes into operation.

**Appointment of Chairman of Metropolitan Health Service Board**

3. (1) The Hon. Ian William Payne McCall AO is appointed to be the Chairman of the Metropolitan Health Service Board for the period 16 July 1997 to 30 June 2000 (both dates inclusive).

(2) In subclause (1) —

**“Metropolitan Health Service Board”** means the board assigned that corporate name under clause 4 of the *Hospitals and Health Services (Re-organization of Hospital Boards) Notice 1997*.

KEVIN PRINCE, Minister for Health.

HOSPITALS AND HEALTH SERVICES ACT 1927  
HOSPITALS AND HEALTH SERVICES (PATHCENTRE BOARD  
APPOINTMENTS) INSTRUMENT 1997

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

**Citation**

1. This instrument may be cited as the *Hospitals and Health Services (Pathcentre Board Appointments) Instrument 1997*.

**Commencement**

2. This instrument comes into operation immediately after the *Hospitals and Health Services (Re-organization of Hospital Boards) Notice 1997* comes into operation.

**Interpretation**

3. In this instrument —

“**Pathcentre**” means the agency established under section 7B of the *Hospitals and Health Services Act 1927* under the name “The Western Australian Centre for Pathology and Medical Research”;

“**Pathcentre board**” means the agency board by which Pathcentre is constituted;

“**Schedule 1**” means Schedule 1 to this instrument.

**Removal from office**

4. A member of the Pathcentre board holding office immediately before the coming into operation of this instrument is removed from office.

**Appointments to Pathcentre board**

5. (1) The Pathcentre board consists of —

(a) the persons mentioned in Division 1 of Schedule 1; and

(b) the persons from time to time holding, acting in, or lawfully performing the functions of the offices mentioned in Division 2 of Schedule 1,

who are appointed on and from 16 July 1997.

(2) The term of tenure of the persons appointed under subclause (1) and mentioned in Division 1 of Schedule 1 ceases on 30 June 1999.

*Hospitals and Health Services (Pathcentre Board Appointments) Instrument 1997*

**SCHEDULE 1 — APPOINTMENTS TO PATHCENTRE BOARD**

[Clause 5]

***Division 1 — Persons appointed to Pathcentre board***

The Hon. Ian William Payne McCall AO  
John King Atkins  
Professor Louis Isaac Landau  
Michele Kosky  
Judith Anne Adams  
Dr Agatha Arnoldina van der Schaaf  
Graham McEachran

***Division 2 — Ex officio appointments to Pathcentre board***

The general manager of Armadale Kelmscott Memorial Hospital  
The general manager of Bentley Hospital  
The chief executive officer of Fremantle and Woodside Maternity  
Hospitals and Rottnest Island Nursing Post  
The general manager of Graylands Selby-Lemnos & Special Care  
Hospital  
The chief executive officer of King Edward Memorial and Princess  
Margaret Hospitals  
The general manager of Osborne Park Hospital  
The general manager of Rockingham/Kwinana District Hospital  
The chief executive officer of Royal Perth Hospital  
The chief executive officer of Sir Charles Gairdner Hospital  
The general manager of Swan District and Wooroloo Hospitals  
The Executive Director, Personal Health Services, appointed under  
section 6 (1) (b) of the *Health Legislation Administration Act 1984*

By Command of the Lieutenant-Governor  
and deputy of the Governor,

J. PRITCHARD, Clerk of the Executive Council.

