

TASMANIA

**HEALTH SERVICE ESTABLISHMENTS
AMENDMENT REGULATIONS 2023
STATUTORY RULES 2023, No. 14**

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HEALTH SERVICE ESTABLISHMENTS AMENDMENT REGULATIONS 2023

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, make the following regulations under the *Health Service Establishments Act 2006*.

Dated 24 April 2023.

B. BAKER
Governor

By Her Excellency's Command,

JEREMY ROCKLIFF
Minister for Health

1. Short title

These regulations may be cited as the *Health Service Establishments Amendment Regulations 2023*.

2. Commencement

These regulations take effect on the day on which their making is notified in the *Gazette*.

3. Principal Regulations

In these regulations, the *Health Service Establishments Regulations 2021** are referred to as the Principal Regulations.

4. Schedule 1 amended (General Licensing Standards for Private Hospitals and Day-procedure Centres)

Schedule 1 to the Principal Regulations is amended by omitting clause 1 from Part 1 and substituting:

1. Building requirements

- (1) The requirements relating to Class 9a buildings specified in the National Construction Code, within the meaning of the *Building Act 2016*, must be observed in relation to:
 - (a) private hospitals; and
 - (b) surgical class day procedure centres; and
 - (c) endoscopic class day procedure centres.
- (2) Subject to subclause (3), the requirements relating to Class 5 buildings specified in the National Construction Code, within the meaning of the *Building Act 2016*, must be observed in relation to low-risk class day procedure centres.

*S.R. 2021, No. 76

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- (3) Despite subclause (2), the Secretary may determine, upon consideration of public safety and service quality, that a particular low-risk class day procedure centre must comply with the requirements relating to Class 9a buildings specified in the National Construction Code within the meaning of the *Building Act 2016*.

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Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 3 May 2023.

These regulations are administered in the Department of Health.

EXPLANATORY NOTE

(This note is not part of the regulations)

These regulations amend the *Health Service Establishments Regulations 2021* by specifying the class of building in which private hospitals and certain day-procedure centres may operate.