

**Legislative Council—No 160**

As received from the House of Assembly and read a first time, 13 October 2021

South Australia

**Inquiry into Palliative Care Bill 2021**

A BILL FOR

An Act to provide for an inquiry into palliative care in South Australia to be conducted by the Health Performance Council, and for other purposes.

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### **The Parliament of South Australia enacts as follows:**

#### **1—Short title**

This Act may be cited as the *Inquiry into Palliative Care Act 2021*.

#### **2—Commencement**

- 5 (1) This Act comes into operation on 1 December 2023.
- (2) Section 7(5) of the *Acts Interpretation Act 1915* does not apply to this Act or a provision of this Act.

#### **3—Interpretation**

In this Act—

- 10 ***Health Performance Council*** means the Health Performance Council established under the *Health Care Act 2008*.

#### **4—Inquiry by Health Performance Council into palliative care in South Australia**

- 15 (1) The Health Performance Council must, as soon as is reasonably practicable after the commencement of this section, undertake an inquiry into palliative care in South Australia.
- (2) Sections 11(3) and (4) of the *Health Care Act 2008* do not apply in relation to the inquiry under this section.
- (3) The terms of reference for the inquiry are—
  - 20 (a) to inquire into the provision of palliative care in South Australia; and
  - (b) to report on measures (if any) that should be implemented to strengthen the provision and availability of palliative care in South Australia to the extent that there is a gap or gaps in the provision of such services; and
  - 25 (c) to inquire into, and make recommendations on, the amount of additional funding (if any) from all sources and services that would be reasonably necessary to ensure a world class palliative care system in South Australia; and
  - (d) to inquire into such other matters relating to palliative care as may be specified by the Minister.
- 30 (4) The Health Performance Council must, on completing the inquiry, prepare and deliver to the Minister a report on the inquiry (including details of any recommendations made in respect of the inquiry and containing any information required by the regulations).

- (5) The Minister must, within 6 sitting days after receiving a report under subsection (4), cause a copy of the report to be laid before both Houses of Parliament.
- (6) The Health Performance Council must complete the inquiry, and prepare and deliver the report to the Minister, not later than 12 months after the commencement of this section.

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