



Health

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Legal & Regulatory Services Branch

PUBLIC HEALTH DELEGATIONS MANUAL

Secretary

Amendment 140 (11/10/21)

Chapter 1 – Drug Misuse and Trafficking Act

- PH11 - clause 22(1) Drug Misuse and Trafficking Regulation 2011 – revoked delegations
- PH12 - clause 22(1) and 22(2) Drug Misuse and Trafficking Regulation 2011– revoked delegations

Chapter 4 – Human Tissue Act

- PH628 - section 34(1)(b5)(ii) Human Tissue Act 1983 – amended delegation

Chapter 12 – COVID-19 Pandemic Response – Public Health Act

- New delegation of the Minister’s powers under section 8(2) Public Health (COVID-19 Aged Care Facilities) Order 2021
- Remove delegation of the Secretary’s power under section 11 of the *Public Health Act 2010*

NEW and REPLACED PAGE(S)
Removed pages: <ul style="list-style-type: none">• Chapter 1 – 1.11 and 1.12
Replaced pages: <ul style="list-style-type: none">• Chapter 4 – 4.10• Chapter 12 – 12.9

Attached is a copy of the new pages incorporated into the Public Health Delegations Manual.

Manuals are available on the Internet at

<http://www.health.nsw.gov.au/policies/manuals/Pages/default.aspx>

If you require details of any past amendment, please email MOH_CGRM@health.nsw.gov.au

Approve, either generally or in a particular case or class of cases, the use of tissue lawfully removed for the purpose of carrying out any testing, analysis, investigation or research that is required in connection with managing or monitoring the risk to public health arising from COVID-19.

Refer section 34(1)(b5)(ii) Human Tissue Act 1983

Authority for this delegation comes from the Secretary under section 21 of the Health Administration Act 1982.

DELEGATES:

CHIEF HEALTH OFFICER

CHIEF EXECUTIVE NSW HEALTH PATHOLOGY

Grant an exemption under the Public Health (COVID-19 Aged Care Facilities) Order 2021

Power to, in writing and subject to any conditions considered appropriate, exempt a person from the operation of the Public Health (COVID-19 Aged Care Facilities) Order 2021, if satisfied it is necessary to protect the health and well-being of residents at a residential care facility.

Delegates:

- Secretary Ministry of Health
 - Chief Health Officer
 - Deputy Chief Health Officer
 - Executive Director, Health Protection, NSW
 - Director, Environmental Health, Health Protection NSW
 - Medical Advisor, NSW Ministry of Health
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Refer clause 8(2) of the Public Health (COVID-19 Aged Care Facilities) Order 2021

Authority for this delegation comes from the Minister under section 21 of the Health Administration Act 1982.

Term:

This Delegation is effective on and from 30 August 2021