



Health

Corporate Governance and Risk Management
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PUBLIC HEALTH DELEGATIONS MANUAL

Amendment 146 (26/05/22)

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

Update of delegations in Chapter 12

- Page 1 –Secretary delegation made under section 61 Public Health Act 2010. This delegation was designed to allow NSW Health officers to direct testing for COVID-19 at the airport if necessary. There are no longer any public health orders that relate to requirements for international arrivals to enter quarantine. Delegation was revoked by the Secretary 26/5/2022.
- Page 5 – Secretary delegation under section 11 Public Health Act 2010 - The delegation was made in response to the COVID-19 pandemic and is no longer needed. Delegation revoked by the Secretary 26/5/2022.

REPLACED PAGE(S)
Chapter 12 pages 12.1 and 12.5 removed. The page number of remaining delegations in Chapter 12 have been renumbered

Manuals are available on the Internet at

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

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

Grant an exemption under the Public Health (COVID-19 Air Transportation Quarantine) Order (No. 2) 2020 and Public Health (COVID-19 Maritime Quarantine) Order (No. 2) 2020

Power to in writing, and subject to any conditions:

- i. grant an exemption to the Public Health (COVID-19 Air Transportation Quarantine) Order (No. 2) 2020.
 - ii. grant an exemption to the Public Health (COVID-19 Maritime Quarantine) Order (No. 2) 2020.
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Delegates:

Secretary, Ministry of Health
Chief Health Officer, Ministry of Health
Executive Director, Health Protection NSW
Director, Environmental Health, Health Protection NSW
Medical Advisor, NSW Ministry of Health
Authorised medical practitioner within the meaning of section 60 of the Public Health Act 2010

Refer clause 10 Public Health (COVID-19 Air Transportation Quarantine) Order (No. 2) 2020
clause 8 Public Health (COVID-19 Maritime Quarantine) Order (No. 2) 2020

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 25 June 2020.

Grant an exemption under the Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Order 2021 (NSW)

Power to, subject to any conditions, grant an exemption to the operation of the Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Order 2021 (NSW).

Delegates:

- Secretary Ministry of Health
 - Chief Health Officer and Deputy Secretary, Population and Public Health
 - Executive Director, Health Protection, NSW
 - Medical Advisor, NSW Ministry of Health
 - Authorised medical practitioner within the meaning of s60 of the Public Health Act 2010
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Refer clause 25 Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Order 2021 (NSW)

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 26 June 2021.

Request record relating to contact details

Power to, request records relating to contact details under clause 28 of the Public Health (COVID-19 Restrictions on Gathering and Movement) Order (No 5) 2020.

Delegates:

- An authorised officer within the meaning of the *Public Health Act 2010*
 - An authorised medical practitioner within the meaning of section 60 of the *Public Health Act 2010*.
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Refer clause 28 of the Public Health (COVID-19 Restrictions on Gathering and Movement) Order (No 5) 2020

Authority for this delegation comes from the Chief Health Officer under section 128 of the Public Health Act 2010.

Term:

This Delegation is effective on and from 1 October 2020.

Grant an exemption under the Public Health (COVID-19 Care Services) 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 Care Services) Order 2021, if satisfied it is necessary to protect the health and well-being of persons.

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 Care Services) 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 19 October 2021