



ANNO DECIMO TERTIO

**GEORGI VI REGIS.**

A.D. 1949.

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**No. 52 of 1949.**

An Act to authorise the State to enter into an arrangement with the Commonwealth respecting tuberculosis, to provide for carrying out any such arrangement, and for purposes incidental thereto.

[Assented to 1st December, 1949.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. This Act may be cited as the "Tuberculosis (Commonwealth Arrangement) Act, 1949". Short title.
2. The Governor may enter into an arrangement with the Governor-General of the Commonwealth substantially in the form of the arrangement set out in the schedule to this Act. Power to enter into arrangement.
3. The Governor shall do or execute or cause to be done or executed all such acts, matters and things as are necessary or convenient to be done for the purpose of carrying into effect any arrangement made under this Act. Power of Minister of Health.
4. The Governor may make regulations prescribing any matters necessary or convenient to be prescribed for carrying into effect any arrangement made under this Act, and may by any such regulation prescribe penalties recoverable summarily and not exceeding fifty pounds for breach of any such regulation. Regulations.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. W. M. NORRIE, Governor.

## THE SCHEDULE.

ARRANGEMENT made pursuant to section 5 of the Tuberculosis Act, 1948, of the Commonwealth of Australia between His Excellency the Governor-General, acting with the advice of the Federal Executive Council and His Excellency the Governor of the State of \_\_\_\_\_ acting with the advice of the Executive Council of the State :

WHEREAS at a conference of Commonwealth and State Ministers held at Canberra in August, 1948, it was agreed that the Commonwealth and the several States should participate in a campaign to reduce as soon and as far as possible the incidence of tuberculosis in Australia, and to provide adequate facilities for the diagnosis, treatment and control of that disease :

NOW IT IS HEREBY ARRANGED as follows :—

1. The Commonwealth and the State will forthwith participate in a campaign to reduce as soon and as far as possible the incidence of tuberculosis in Australia and to provide adequate facilities for the diagnosis, treatment and control of tuberculosis.

2. For the purposes of the campaign the Commonwealth will reimburse to the State such of the expenditure by the State hereafter in this clause mentioned as shall be approved by the Minister of State for Health of the Commonwealth (in this Arrangement called the "Minister", which expression shall be deemed to include any Minister of State of the Commonwealth acting for or on behalf of the Minister) namely—

(a) capital expenditure by the State on or after the first day of July, one thousand nine hundred and forty-eight, in the provision by the State of land and buildings for use in the diagnosis, treatment and control of tuberculosis and in the erection and improvement of buildings and the provision of furnishings, equipment, and plant for such use ; and

(b) the net maintenance expenditure by the State in relation to the diagnosis, treatment and control of tuberculosis in institutions (or part of any institution) or on services or facilities which, in the opinion of the Minister, are conducted by the State or by any authority of the State primarily and principally for the diagnosis, treatment and control of tuberculosis in any financial year after the year which ended on the thirtieth day of June, one thousand nine hundred and forty-eight, to an extent not exceeding the amount by which that expenditure is in excess of the net maintenance expenditure in relation to the diagnosis, treatment and control of tuberculosis incurred by the State in such institutions or part of any such institution and on such services or facilities during that last-mentioned year.

3. For the purposes of this Arrangement, net maintenance expenditure by the State in any financial year shall not include any payment by the State by way of allowances to, or in respect of, sufferers from tuberculosis and their dependants, and the amount of any net maintenance expenditure shall be arrived at after taking into account—

(a) payments for that year by the Commonwealth to the State, under the agreement entered into under the Hospital Benefits Act, 1945-1947, at the Commonwealth Hospital Benefits Expenditure Rate for Public Wards in respect of beds occupied by sufferers from tuberculosis in the institutions or part of any institution mentioned in paragraph (b), clause 2, of this Arrangement ;

(b) payments for that year by the Commonwealth to the State under sections 4 and 5 of the Tuberculosis Act, 1945-1946 ;

(c) payments by the Commonwealth to the State, on behalf of approved hospital authorities, under section 14 of the Pharmaceutical Benefits Act, 1947, in respect of the supply during that year of pharmaceutical benefits for the treatment of sufferers from tuberculosis in the institutions or part of any institution mentioned in paragraph (b) of clause 2 of this Arrangement ; and

(d) any other amounts received during that year by the State, or by any such institution upon the maintenance of which any part of that expenditure has been incurred, from, or in respect of, patients treated for tuberculosis.

4. The amount of any gift, donation or bequest received in any financial year by the State or by any institution mentioned in paragraph (b) of clause 2 of this Arrangement

