

[AS REPORTED FROM THE PUBLIC HEALTH COMMITTEE]

*House of Representatives, 20th November, 1947*

*Hon. Miss Howard*

## HEALTH AMENDMENT

### ANALYSIS

Title.	
1. Short Title.	3. Amendments of principal Act.
2. Division of Mental Hygiene of Department of Health.	4. Consequential amendments of Mental Defectives Act, 1911. Repeals.

### A BILL INTITULED

AN ACT to establish a Division of Mental Hygiene of the Department of Health and provide for Matters incidental thereto; and to make consequential Amendments to the Health Act, 1920, and other Enactments.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Health Amendment Act, 1947, and shall be read together with and deemed part of the Health Act, 1920 (hereinafter referred to as the principal Act).

2. (1) There shall be a Division of the Department of Health to be called the Division of Mental Hygiene.

(2) As from the passing of this Act the Mental Hospitals Department established under the Mental Defectives Amendment Act, 1928, shall cease to be a separate Department of State and shall be the Division of Mental Hygiene established under this section.

Title.

Short Title.

See Reprint of Statutes, Vol. VI, p. 1061

Division of Mental Hygiene of Department of Health.

Ibid., Vol. V, p. 808

See Reprint  
of Statutes,  
Vol. V, p. 743

(3) The Division of Mental Hygiene shall be charged with the administration of the Mental Defectives Act, 1911.

(4) In addition to the Director of the Division of Mental Hygiene provided for by section four of the principal Act (as amended by this Act) there shall from time to time be appointed a Deputy Director of that Division. 5

(5) All officers who on the passing of this Act hold permanent appointments as officers of the Mental Hospitals Department shall be deemed to have been duly appointed as officers of the Department of Health. 10

Amendments  
of principal  
Act.

3. (1) Section four of the principal Act is hereby amended by inserting in subsection two, after paragraph (a), the following new paragraph:— 15

“(aa) The Division of Mental Hygiene;”.

(2) Subsection three of section four of the principal Act is hereby amended by omitting from paragraph (c), and also from paragraph (d), the words “with special qualifications in sanitary science”. 20

(3) Section twelve of the principal Act is hereby amended by omitting from paragraph (f) the words “not being services in connection with any institution established under the Mental Defectives Act, 1914”.

Consequential  
amendments  
of Mental  
Defectives  
Act, 1911.

4. (1) Section one of the Mental Defectives Act, 1911, is hereby amended by adding the following as subsection two thereof:— 25

“(2) This Act shall be read together with and deemed part of the Health Act, 1920.”

(2) Section two of the Mental Defectives Act, 1911, as amended by section three of the Mental Defectives Amendment Act, 1928, is hereby further amended as follows:— 30

(a) By omitting the definition of the term “Director-General”, and substituting the following definition: “‘Director’ means the Director of the Division of Mental Hygiene of the Department of Health”. 35

(b) By omitting the definition of the term “Minister”, and substituting the following definition: “‘Minister’ means the Minister of Health”. 40

(3) Section seventy-eight of ~~the principal Act, the~~  
*Mental Defectives Act, 1911*, as amended by section  
three of the Mental Defectives Amendment Act, 1928, is  
hereby further amended by omitting the expression  
5 “ Director-General ”, and substituting the words  
“ Director-General of Health ”.

(4) All references in the Mental Defectives Act,  
1911, or in any other enactment, to the Director-General  
of Mental Hospitals or to the Deputy Director-General  
10 of Mental Hospitals shall hereafter be read as refer-  
ences to the Director of the Division of Mental Hygiene  
and the Deputy Director of that Division respectively.

(5) Sections two, three, four, and six of the Mental  
Defectives Amendment Act, 1928, are hereby repealed. Repeals.