

Version
as at 4 October 2024



Health Practitioners (Protected Quality Assurance Activity—New Zealand Orthopaedic Association Joint Registry) Notice 2019

(LI 2019/245)

Health Practitioners (Protected Quality Assurance Activity—New Zealand Orthopaedic Association Joint Registry) Notice 2019: revoked, on 4 October 2024, pursuant to section 54(4) of the Health Practitioners Competence Assurance Act 2003 (2003 No 48).

Pursuant to section 54(3) of the Health Practitioners Competence Assurance Act 2003, the Minister of Health gives the following notice.

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Notice

1 Title

This notice is the Health Practitioners (Protected Quality Assurance Activity—New Zealand Orthopaedic Association Joint Registry) Notice 2019.

2 Commencement

This notice comes into force on the day after the date of its notification in the *Gazette*.

Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

This notice is administered by the Ministry of Health.

3 Interpretation

In this notice, **specified health practitioner** means a registered orthopaedic surgeon or neurosurgeon who carries out arthroplasty (joint replacement surgery) in New Zealand.

4 Declaration of protected quality assurance activity

The following quality assurance activities are protected to the extent that they are undertaken by the New Zealand Orthopaedic Association Joint Registry in relation to specified health practitioners:

- (a) collecting data on hip, knee, shoulder, elbow, and ankle arthroplasties carried out by specified health practitioners; and
- (b) aggregating the data received in respect of all specified health practitioners under paragraph (a) and providing to each specified health practitioner 6-monthly reports on—
 - (i) the number of arthroplasties performed by the specified health practitioner; and
 - (ii) the number of arthroplasties performed in the region in which the specified health practitioner works; and
 - (iii) the national total and cumulative national total of arthroplasties performed; and
- (c) conducting patient satisfaction surveys; and
- (d) collating the information obtained under paragraphs (a) and (c) and preparing reports; and
- (e) identifying and analysing good and adverse outcomes; and
- (f) comparing the results of the analysis in paragraph (e) with internal and external benchmarking standards; and
- (g) preparing reports on the comparison made under paragraph (f), summarising the data, and identifying any apparent trends; and
- (h) holding audit meetings to peer-review the competence of specified health practitioners; and
- (i) making recommendations on how specified health practitioners can improve their performance to—
 - (i) improve the quality of care they provide; and
 - (ii) reduce the incidence of adverse outcomes; and
- (j) facilitating and monitoring the implementation of any of those recommendations.

5 Revocation

The Health Practitioners (Quality Assurance Activity—New Zealand Orthopaedic Association National Joint Registry) Notice 2014 (LI 2014/150) is revoked.

Dated at Wellington this 19th day of September 2019.

Hon Dr David Clark,
Minister of Health.

Explanatory note

This note is not part of the notice, but is intended to indicate its general effect.

This notice comes into force on the day after the date of its notification in the *Gazette*. It declares the quality assurance activities described in *clause 4* to be protected. Quality assurance activities are activities that are undertaken to improve the practices or competence of health practitioners by assessing the health services performed by those practitioners.

The effect of protecting a quality assurance activity is that—

- any information that becomes known solely as a result of the activity is confidential; and
- any documents brought into existence solely for the purposes of the activity are confidential; and
- the persons who engage in the activity in good faith are immune from civil liability.

The protections afforded by this notice are subject to certain statutory exceptions. For example, this notice does not prohibit the disclosure of information that does not identify, either expressly or by implication, a particular individual.

This notice revokes the Health Practitioners (Quality Assurance Activity—New Zealand Orthopaedic Association National Joint Registry) Notice 2014.

This notice remains in force for 5 years, unless sooner revoked.

Notes

1 *General*

This is a consolidation of the Health Practitioners (Protected Quality Assurance Activity—New Zealand Orthopaedic Association Joint Registry) Notice 2019 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 *Amendments incorporated in this consolidation*

Health Practitioners Competence Assurance Act 2003 (2003 No 48): section 54(4)