

South Australia



**MENTAL HEALTH (TRANSITIONAL PROVISION)
AMENDMENT ACT 1994**

No. 10 of 1994

SUMMARY OF PROVISIONS

1. **Short title**
2. **Amendment of Schedule**



ANNO QUADRAGESIMO TERTIO

ELIZABETHÆ II REGINAE

A.D. 1994

No. 10 of 1994

An Act to amend the Mental Health Act 1993.

[Assented to 21 April 1994]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Mental Health (Transitional Provision) Amendment Act 1994*.

(2) The *Mental Health Act 1993* is referred to in this Act as "the principal Act".

Amendment of Schedule

2. The Schedule to the principal Act is amended—

(a) by inserting in clause 1 after its present contents (now to be designated subclause (1)) the following subclause:

(2) The *Mental Health Act 1977* is amended—

(a) by striking out of the long title and substituting the following:

An Act to make provision for the licensing of psychiatric rehabilitation centres; and for other related purposes.;

(b) by striking out sections 2 to 39;

(c) by striking out from section 40(1) and (2) "this Act" wherever it occurs and substituting, in each case, "the *Mental Health Act 1993*";

(d) by striking out from section 40(3) "hospital" (first occurring) and substituting "treatment centre under the *Mental Health Act 1993*";

(e) by striking out from section 41 "Director" wherever it occurs and substituting, in each case, "Minister";

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- (f) by striking out from section 42(2) "Tribunal" and substituting "Administrative Appeals Court (as constituted under the *Guardianship and Administration Act 1993* for the purposes of appeals under that Act)";
 - (g) by striking out from section 42(4) "Tribunal" wherever it occurs and substituting, in each case, "Administrative Appeals Court";
 - (h) by striking out sections 43 to 51;
 - (i) by striking out subsection (2) from section 52;
- (b) by striking out from clause 6 "repealed" and substituting "former";
- (c) by striking out from clause 7 "or, in the case of an approved hospital that provides psychiatric facilities as only part of its undertaking, that part of the hospital in which those facilities are provided,";
- (d) by striking out from clauses 7 to 12 "repealed" wherever it occurs and substituting, in each case, "former".

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

ROMA MITCHELL Governor