

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representatives,
29th October, 1936.*

Hon Mr. Fraser.

HOSPITALS AND CHARITABLE INSTITUTIONS AMENDMENT.

ANALYSIS.

Title.	4. Hospital Boards authorized to make payments to nurses contracting pulmonary tuberculosis.
1. Short Title.	
2. Liability of Hospital Board for negligence of members of its professional staff.	5. Section 152 of principal Act (as to regulations for benefit of nurses) amended. Repeal.
3. Hospital Boards to provide ambulance services.	

A BILL INTITULED

AN ACT to amend the Hospitals and Charitable Institutions Act, 1926. Title.

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 Hospitals and Charitable Institutions Amendment Act, 1936, and shall be read together with and deemed part of the Hospitals and Charitable Institutions Act, 1926 (hereinafter referred to as the principal Act). Short Title.
See Reprint of Statutes, Vol. III, p. 725

2. (1) Where damage is suffered by any person as a result of any wilful or negligent act or omission of any medical practitioner, dentist, matron, nurse, midwife, attendant, or other person employed or engaged (whether in an honorary capacity or otherwise) by any Board, and acting in the course of his or her employment or engagement, an action in respect of the damage shall lie against the Board by or on behalf of the person suffering the damage, and in any such case the

Liability of Hospital Board for negligence of members of its professional staff.

Board shall be liable in the same manner and to the same extent as if the damage had been caused by an act or omission of a servant of the Board acting in the course of his employment.

(2) Every such action shall be commenced within 5
six months after the date of the act or omission
complained of, and not afterwards, unless, in the opinion
of the Court, the failure to commence the action within
the time hereby limited was occasioned by mistake, or
by absence from New Zealand, or by any other 10
reasonable cause.

(3) Nothing in this section shall be deemed to affect any right of action against the person guilty of the act or omission complained of.

Hospital
Boards to
provide
ambulance
services.
See Reprint
of Statutes,
Vol. III, p. 754

3. Section seventy-seven of the principal Act is hereby 15
amended by omitting from paragraph (b) of subsection
one the words " or treatment ", and substituting the
words " treatment, and removal to any hospital or other
place ".

Hospital
Boards
authorized
to make
payments
to nurses
contracting
pulmonary
tuberculosis.
Ibid., p. 761

4. (1) Section eighty-five of the principal Act is 20
hereby amended by adding the following paragraph:—
" (m) Making grants of such amounts and in such
manner as may be approved by the Minister
to persons who, while employed by the
Board on nursing duties, or within twelve 25
months after being so employed, contract
pulmonary tuberculosis."

(2) The authority conferred by the *last preceding*
subsection may be exercised for the benefit of any person,
notwithstanding that the disease therein referred to 30
may have been contracted before the passing of this Act.

Section 152
of principal
Act (as to
regulations
for benefit
of nurses)
amended.
Ibid., p. 785
1932, No. 22

5. (1) Section one hundred and fifty-two of the
principal Act, as amended by section seventeen of the
Hospitals and Charitable Institutions Amendment Act,
1932, is hereby further amended by omitting from sub- 35
section one all words after the words " the welfare of
nurses ".

(2) For the purposes of the said section one hundred
and fifty-two, the term " nurses " includes nurses 40
engaged in any hospital under the control of a Hospital
Board or engaged in any private hospital within the
meaning of Part III of the principal Act.

Repeal.

(3) Section seventeen of the Hospitals and Charitable
Institutions Amendment Act, 1932, is hereby repealed.