



Employment Relations (Code of Good Faith for Public Health Sector) Order 2006

Anand Satyanand, Governor-General

Order in Council

At Wellington this 18th day of December 2006

Present:

His Excellency the Governor-General in Council

Pursuant to section 100E(1) of the Employment Relations Act 2000,
His Excellency the Governor-General, acting on—

- (a) the advice and with the consent of the Executive Council; and
- (b) the recommendation of the Minister of Labour after—
 - (i) receiving a request by—
 - (A) not less than three-quarters of district health boards; and
 - (B) unions who represent not less than three-quarters of union members employed by district health boards; and
 - (ii) consulting the Minister of Health and such other persons and organisations as the Minister of Labour considered appropriate,—

makes the following order.

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Order

1 Title

This order is the Employment Relations (Code of Good Faith for Public Health Sector) Order 2006.

2 Commencement

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

3 Code of good faith for public health sector amended

This order amends the code of good faith for the public health sector (the **code**) as set out in Schedule 1B of the Employment Relations Act 2000.

4 Interpretation

The definition of **life preserving services** in clause 3 of the code is amended by adding the following paragraphs:

- “(d) crisis intervention for the prevention of permanent disability;
- “(e) care required for therapeutic services without which permanent disability would occur;
- “(f) urgent diagnostic procedures required to obtain information on conditions that could potentially lead to permanent disability”.

Rebecca Kitteridge,
for Clerk of the Executive Council.

Explanatory note

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

This order, which comes into force on the day after the date of its notification in the *Gazette*, amends the definition of life preserving

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Explanatory note

services in clause 3 of the code of good faith for the public health sector. Clause 11 of the code provides that, during industrial action, employers must provide for patient safety by ensuring that life preserving services are available to prevent a serious threat to life or permanent disability. The definition of life preserving services contains 3 paragraphs that refer to certain matters that relate only to the preservation of life. This order amends the definition by adding 3 paragraphs that include references to permanent disability.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 21 December 2006.
This order is administered by the Department of Labour.
