

Version
as at 1 July 2022



New Zealand Public Health and Disability (Planning) Regulations 2011

(SR 2011/147)

New Zealand Public Health and Disability (Planning) Regulations 2011: revoked, on 1 July 2022, by section 103(2) of the Pae Ora (Healthy Futures) Act 2022 (2022 No 30).

Anand Satyanand, Governor-General

Order in Council

At Wellington this 23rd day of May 2011

Present:

His Excellency the Governor-General in Council

Pursuant to section 92 of the New Zealand Public Health and Disability Act 2000, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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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.

These regulations are administered by the Ministry of Health.

Regional service plans

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Regulations**1 Title**

These regulations are the New Zealand Public Health and Disability (Planning) Regulations 2011.

2 Commencement

These regulations come into force on 1 June 2011.

3 Interpretation

In these regulations, unless the context otherwise requires,—

Act means the New Zealand Public Health and Disability Act 2000

DHB annual plan means a plan for a financial year prepared by a DHB under section 38(1)(a) of the Act

plan means a plan prepared under section 38(1)(a) or (b) of the Act, and includes the following:

- (a) a regional service plan:
- (b) a DHB annual plan

region means a geographical area that is greater than that of a single DHB

regional service plan means a plan that is prepared under section 38(1)(b) of the Act by a group of 2 or more DHBs and that relates to the services to be provided for a region by those DHBs.

*Regional service plans***4 Form of regional service plan**

(1) A regional service plan must contain—

- (a) a strategic element; and
- (b) an implementation element.

- (2) A regional service plan must identify each DHB involved in each aspect of each element of the plan.

5 Content of strategic element of regional service plan

The strategic element of a regional service plan must contain the following:

- (a) an outline of the regional strategic context, including—
 - (i) Government goals; and
 - (ii) national service strategies and plans; and
 - (iii) infrastructure strategies and plans; and
 - (iv) an outline of key regional strategic issues in health and disability service delivery; and
 - (v) an outline of key regional strategic issues in addressing Maori health, in line with the legislative objectives and functions of DHBs in improving Maori health:
- (b) current and future regional population characteristics, including—
 - (i) demography; and
 - (ii) socio-economic determinants; and
 - (iii) health status; and
 - (iv) demand for health services:
- (c) a summary of current service delivery configuration and operating requirements across the region, including—
 - (i) service activity and access levels; and
 - (ii) operating costs; and
 - (iii) workforce requirements; and
 - (iv) capital requirements; and
 - (v) information technology requirements:
- (d) an analysis of options for future models of care and service delivery configuration across the region, including—
 - (i) quality and safety considerations; and
 - (ii) workforce needs; and
 - (iii) operating costs; and
 - (iv) facility needs; and
 - (v) information technology needs; and
 - (vi) assessing the options' impact on the regional population:
- (e) a statement of long-term strategic intentions:
- (f) agreed regional actions that are to be delivered in order to meet regional strategic priorities, including a strong explanation of the link between—

- (i) funding, key actions, and outputs; and
- (ii) expected impacts and outcomes.

6 Content of implementation element of regional service plan

The implementation element of a regional service plan must contain the following:

- (a) a statement identifying the services to be implemented under the plan:
- (b) full costings for the services to be implemented under the plan:
- (c) a statement of how the patient or user service pathways are to be managed to ensure the smooth transition of people to services, according to the needs of each person:
- (d) a statement of how the implementation of the regional service plan will be governed and managed:
- (e) collaborative performance measures and targets, specifying monitoring and evaluation processes:
- (f) specifications of the funding mechanisms and approaches for regional services:
- (g) specifications of the methods that will be used to purchase regional services:
- (h) specifications of how the region will manage consultation needs across any proposed major service reconfiguration or change:
- (i) risk management arrangements:
- (j) a regional dispute resolution process and a statement of how disputes between DHBs about regional services will be managed.

7 Procedural requirements for preparation of regional service plan

- (1) A DHB that is involved in preparing a regional service plan must consult with the public in relation to the plan if the Minister considers that—
 - (a) the plan proposes changes to services, including to service eligibility, access, or the way services are provided; and
 - (b) the proposed changes will have a significant impact on recipients of services, their caregivers, or providers.
- (2) Before the Minister and the DHBs agree on the regional service plan, the chief executive and the chairperson of the board of each DHB that is to participate in the plan must agree to and sign the plan on behalf of the DHB.
- (3) The implementation element of a regional service plan must be reviewed annually.
- (4) Regional service plans must be updated annually.

DHB annual plans

8 Content of DHB annual plan

A DHB annual plan must include the following:

- (a) a statement outlining how the DHB's performance as a funder and as a provider of services is to be demonstrated:
- (b) an outline of the DHB's stewardship, as owner, of its assets, workforce, information technology and information services, and other infrastructure needed to deliver its services:
- (c) a strong explanation of the link between—
 - (i) funding, key actions, and outputs; and
 - (ii) expected impacts and outcomes:
- (d) key actions and outputs, linked to funding, that the DHB will deliver in order to meet Government priorities and health targets, including the DHB's performance targets for all measures within the performance monitoring framework:
- (e) a statement of service coverage requirements, service change requirements, emerging policy or sector issues, and any relevant Maori health or other sub-plan requirements:
- (f) detailed outputs for which the DHB will be held to account, both as a funder of services for its population and as a provider of services:
- (g) detailed financial budgets:
- (h) a statement of the actions the DHB will lead, or will deliver (as the case may be), to support delivery of any—
 - (i) regional service plans in which the DHB is to participate, including (without limitation) the implementation element of the plan (as reviewed annually under regulation 7(3)); and
 - (ii) relevant national service plans.

9 Procedural requirements for preparation of DHB annual plan

- (1) A DHB that is preparing a DHB annual plan must consult with the public in relation to the plan if the Minister considers that—
 - (a) the plan proposes changes to services, including to service eligibility, access, or the way services are provided; and
 - (b) the proposed changes will have a significant impact on recipients of services, their caregivers, or providers.
- (2) Before the Minister and a DHB agrees on the DHB's annual plan, the chief executive and the chairperson of the board of the DHB must agree to and sign the plan on behalf of the DHB.

Michael Webster,
for Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 June 2011, implement the requirements of section 38 of the New Zealand Public Health and Disability Act 2000 (the **principal Act**), as substituted by section 15 of the New Zealand Public Health and Disability Amendment Act 2010 (the **amendment Act**). Section 15 of the amendment Act, and thus the newly substituted section 38 of the principal Act, came into force on 24 February 2011.

Section 38 of the Act requires the Minister to direct every DHB to prepare a plan for each financial year beginning on or after 1 July 2011. The Minister may also direct a DHB to prepare or contribute to 1 or more other plans. These regulations specify certain matters in relation to DHBs' plans for each financial year (a **DHB annual plan**), and to other plans, prepared by a group of 2 or more DHBs and that relate to the services to be provided for a region by those DHBs (**regional service plans**).

In accordance with the regulation-making power in section 92(1) of the principal Act, these regulations specify the form of the DHB annual plans and regional service plans, impose requirements relating to the content of the plans, and impose procedural requirements (such as a requirement for consultation) that must be complied with in the preparation of the plans.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 26 May 2011.

Notes

1 *General*

This is a consolidation of the New Zealand Public Health and Disability (Planning) Regulations 2011 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*

Pae Ora (Healthy Futures) Act 2022 (2022 No 30): section 103(2)