

DEFEATED

**Bill #1
Health Authorities Act**

CHANGES RECOMMENDED TO THE LAW AMENDMENTS COMMITTEE

PAGES 1 and 2, subclause 2(1)

- (a) add after paragraph (d) the following:
 - (e) "Capital District Health Authority" means the health authority for the Capital Health District continued by subsection 49(1);
 - (f) "Capital Health District" means the district consisting of
 - (i) Halifax Regional Municipality,
 - (ii) the Municipality of West Hants, and
 - (iii) that part of the Municipality of East Hants bounded by a line described as follows: starting near Hillsvale, at the corner marking the most easterly point on the boundary between the Municipalities of East Hants and West Hants, then southeasterly across the Municipality of East Hants to a corner point, near Lewis Mills, on the boundary between the County of Halifax and the Municipality of East Hants, then southwesterly and westerly along the boundary between the County of Halifax and the Municipality of East Hants, then northeasterly along the boundary between the Municipalities of East Hants and West Hants, to the starting point;
 - (b) paragraphs (e) to (n) - reletter as (g) to (p);
 - (c) paragraph (o) - delete and substitute the following:
 - (q) "health authority" means the provincial health authority, the Capital District Health Authority or the IWK Health Centre;
- and
- (d) paragraphs (p) to (zl) - reletter as (r) to (zn).

PAGE 13, subclause 40(7), line 2 - add "or the Capital District Health Authority" after "authority".

PAGE 14, subclause 40(8)

- (a) line 1 - add "or the Capital District Health Authority" after "authority"; and
- (b) line 2 - add "or the Capital District Health Authority, as the case may be," after "authority".

PAGE 14, subclause 40(9), line 2 - add "and the Capital District Health Authority" after "authority".

PAGE 14 - add after Clause 48 the following:

CAPITAL DISTRICT HEALTH AUTHORITY

49 (1) The Capital District Health Authority established under the former Act is hereby continued as a body corporate.

(2) The Capital District Health Authority shall provide health services to the Capital Health District, except for those health services provided by the IWK Health Centre.

50 The objects of the Capital District Health Authority are to govern, manage and provide health services in the Capital Health District and to implement the strategic direction set out in the provincial health plan.

51 (1) The Capital District Health Authority is responsible for the Queen Elizabeth II Health Sciences Centre.

(2) The Queen Elizabeth II Health Sciences Centre comprises

- (a) the Abbie J. Lane Memorial Building;
- (b) the Bethune Building;
- (c) the Camp Hill Veterans' Memorial Building;
- (d) the Centennial Building;
- (e) the Centre for Clinical Research;
- (f) the Dickson Building;
- (g) the Halifax Infirmary, including the Charles V. Keating Emergency and Trauma Centre;
- (h) the McKenzie Building;
- (i) the Nova Scotia Rehabilitation Centre;
- (j) the Victoria Building; and
- (k) any building or site prescribed by the regulations.

(3) The Queen Elizabeth II Health Sciences Centre is a centre for adult tertiary health services and research and academic activities.

52 (1) The board of the Capital District Health Authority comprises

- (a) such number of directors as is prescribed by the regulations, up to a maximum of 13 directors; and
- (b) such number of non-voting directors as the Minister considers appropriate.

(2) The Minister shall appoint the directors of the Capital District Health Authority.

53 (1) No person is qualified to be appointed or serve as a director of the Capital District Health Authority who

- (a) is a member of

- (i) the House of Commons or the Senate of Canada,
- (ii) the House of Assembly,
- (iii) a council of a regional municipality, an incorporated town or a municipality of a county or district, or
- (iv) a school board;

(b) is an employee of a health authority or the Department of Health and Wellness or has privileges in a health authority; or

(c) is a person or a member of a class of persons prescribed by the regulations.

(2) Notwithstanding clause (1)(b), an employee of a health authority or a physician who has privileges in a health authority may be appointed or serve as a non-voting director of the Capital District Health Authority.

54 (1) Subject to subsection (2), a director of the Capital District Health Authority holds office for the term prescribed by the regulations or, where the regulations do not prescribe the term, for the term specified in the director's appointment.

(2) A director of the Capital District Health Authority holds office until such time as the director's successor is appointed, even if such appointment does not occur until after the director's term of office has expired.

55 (1) The Minister shall appoint an individual from among the voting directors of the Capital District Health Authority to be the chair of the Capital District Health Authority.

(2) The chair of the Capital District Health Authority holds office for a term of three years and may be re-appointed for one additional three-year term.

56 The board of the Capital District Health Authority shall appoint a chief executive officer who is responsible to the board for the general management and conduct of the affairs of the Capital District Health Authority in accordance with the policies and directions of the board.

57 A majority of the voting directors of the Capital District Health Authority constitutes a quorum.

58 (1) The board of the Capital District Health Authority may establish advisory and other committees to assist the board in carrying out its responsibilities, including any committees it considers necessary or advisable for ensuring adequate opportunity for consultation with and participation by the public in respect of health services provided by the Capital District Health Authority.

(2) The members of a committee established under subsection (1) need not be directors of the Capital District Health Authority.

59 No director of the Capital District Health Authority is personally liable for anything done or omitted to be done or for any neglect or default in the *bona fide* exercise or purported exercise of a power conferred upon the director by this Act.

PAGE 16, subclause 49(1) (renumbered as 60(1)), line 2 - adding “, other than the Capital Health District,” after “Province”.

PAGE 16, Clause 50 - renumber as 61.

PAGE 16, Clause 51 - delete and substitute the following:

62 The head office of the provincial health authority must be located in a part of the Province within which the provincial health authority provides health services.

PAGES 16 to 35, Clauses 52 to 155 - renumber as 63 to 166.

PAGE 18, Clause 62 (renumbered as 73)

- (a) **line 1** - delete “provincial”; and
- (b) **lines 3 and 4** - delete “provincial”.

PAGE 18, subclause 63(1) (renumbered as 74(1)), line 1 - delete “the provincial” and substitute “a”.

PAGE 18, subclause 63(2) (renumbered as 74(2)), line 1 - delete “provincial”.

PAGE 19, Clause 67 (renumbered as 78)

- (a) **line 1** - deleting “the provincial” and substituting “a”; and
- (b) **line 2** - deleting “provincial”.

PAGE 19, Clause 70 (renumbered as 81)

- (a) **clause (b), line 2** - delete “provincial”;
- (b) **clause (c), line 1** - delete “provincial”;
- (c) **clause (d), line 1** - delete “provincial”;
- (d) **clause (e), line 1** - delete “provincial”;
- (e) **clause (f), line 1** - delete “provincial”; and
- (f) **clause (g), line 1** - delete “provincial”.

PAGE 19, Clause 71 (renumbered as 82), line 1 - delete “The provincial” and substitute “A”.

PAGE 20, subclause 72(1) (renumbered as 83(1)), line 1 - delete “The provincial” and substitute “A”.

PAGE 20, subclause 72(2) (renumbered as 83(2)), line 1 - delete “The provincial” and substitute “A”.

PAGE 20, subclause 74(1) (renumbered as 85(1)), line 3 - delete “provincial”.

PAGE 20, subclause 74(2) (renumbered as 85(2)), line 3 - delete “provincial”.

PAGE 20, subclause 75(1) (renumbered as 86(1)), line 1 - delete “The provincial” and substitute “A”.

PAGE 20, subclause 75(2) (renumbered as 86(2)), line 1 - delete “The provincial” and substitute “A”.

PAGE 21, Clause 77 (renumbered as 88) - delete and substitute the following:

88 A foundation that uses its funds to benefit a health authority or a hospital for which that health authority is responsible shall annually provide the health authority with copies of its audited year-end financial statements.

PAGE 21, Clause 78 (renumbered as 89)

(a) add after paragraph (e) the following paragraphs:

(f) prescribing the number of voting and non-voting directors on the board of the Capital District Health Authority;

(g) prescribing persons who or classes of persons that are not qualified to be appointed or serve as a director of the Capital District Health Authority;

(h) prescribing the term of office for directors of the Capital District Health Authority;

(b) **clauses (f) to (n)** - reletter as (i) to (q).

PAGE 22, subclause 81(1) (renumbered as 92(1)), line 2 - add “or the Capital District Health Authority” after “Centre”.

PAGE 23, subclause 82(1) (renumbered as 93(1)), line 6 - add “Capital District Health Authority and the” after “the”.

PAGE 30, paragraph 107(b) (renumbered as 118(b)) - delete and substitute the following:

(b) striking out “district” in the second line of subclause (z)(i).

PAGE 30, Clause 108 (renumbered as 119) - delete and substitute the following:

119 Clause 26(a) of Chapter 37 is amended by striking out “district” in the first line.

PAGE 32, Clause 124 (renumbered as 135) - delete and substitute the following:

135 Clause 39(6)(c) of Chapter 4 is amended by striking out “district” in the second line.

PAGE 32, Clause 131 (renumbered as 142)

- (a) **paragraph (b)** - add “and” at the end of the paragraph;
- (b) **paragraph (c)** - delete;
- (c) **paragraph (d)** - reletter as (c) and delete “and” at the end of the paragraph; and
- (d) **paragraph (e)** - delete.

PAGE 35, Clause 155 (renumbered as 166) - delete and substitute the following:

166 (1) Sections 5 to 93 and 118 to 165 have effect on and after April 1, 2015.

(2) Sections 116 and 117 come into force on such day as the Governor in Council orders and declares by proclamation.

CHANGE CROSS-REFERENCES ACCORDINGLY
