

Australian Capital Territory

Explanatory Statement

Mental Health (Treatment and Care) (Official Visitors) Appointment 2009 (No 1)

Disallowable Instrument DI2009-169

made under the

Mental Health (Treatment and Care) Act 1994, Part 11 – Official Visitors, Subsection 121(1) (Appointment)

Section 121 (1) of the *Mental Health (Treatment and Care) Act 1994* (the Act) allows for the Minister for Health to appoint one or more official visitors. Section 122 of the Act provides for the functions and duties; powers; and reports by Official Visitors.

This instrument makes the reappointment under the *Legislation Act 2001*. Accordingly, the instrument is a disallowable instrument.

This instrument reappoints Ms Pamela Burton as an Official Visitor for a period of three years from the day after notification of the disallowable instrument on the ACT Legislation Register.

The reappointment complies with the provisions of sections 121 (2) and 121(3) of the Act.

In accordance with paragraph 227(2)(a) of the *Legislation Act 2001* the appointment contained in this instrument is not a public servant.

The Standing Committee on Health and Disability has considered the appointments and made no comment.