

## Explanatory Statement

# Public Health (Chief Health Officer) Appointment 2014 (No 1)

### Disallowable Instrument DI2014-141

made under the

**Public Health Act 1997, section 7 (Chief Health Officer)**

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Section 7 of the *Public Health Act 1997* (the Act) provides that the Minister for Health shall by instrument appoint a person to the position of Chief Health Officer. The Act also requires that the person so appointed must be a public servant and a doctor.

This Instrument allows for the appointment of Dr Paul Kelly as the ACT Chief Health Officer. Dr Kelly is a public servant and a doctor, as is required by section 7(2). Pursuant to section 7(3) this instrument of appointment is a disallowable instrument.

The appointment confers on Dr Kelly the statutory powers under the *Public Health Act 1997* as set out in section 9 of the Act. This instrument also repeals DI2011-112, which was the previous Chief Health Officer appointment. The appointment under DI2011-112 was effective from 3 June 2011 through to 30 June 2014.

This instrument commences on the day after notification and concludes on 30 June 2019.

As Dr Kelly is a public servant, section 227 of the *Legislation Act 2001* provides that consultation with the Standing Committee on Health, Ageing, Community and Social Services was not required.