



**BILLE NA nOISPIDEAL PUIBLI (LEASU) (Uimh. 2), 1940.
PUBLIC HOSPITALS (AMENDMENT) (No. 2) BILL, 1940.**

Mar do tugadh isteach.

As introduced.

ARRANGEMENT OF SECTIONS.

Section.

1. Definitions.
2. Establishment of bureaus
3. Bureau committees.
4. Complaints.
5. Amendment of section 12 of the Public Hospitals Act, 1933.
6. Extension of exercise of certain powers.
7. Repeal.
8. Short title and collective citation.

ÉIRE

BILLE NA nOISPIDEAL PUIBLI (LEASU) (Uimh. 2), 1940.

PUBLIC HOSPITALS (AMENDMENT) (No. 2) BILL, 1940.

BILL

entitled

5

AN ACT TO PROVIDE FOR THE ESTABLISHMENT BY THE HOSPITALS COMMISSION OF BUREAUS FOR OBTAINING AND GIVING INFORMATION AS TO THE ACCOMMODATION AVAILABLE IN CERTAIN HOSPITALS, TO PROVIDE FOR THE INVESTIGATION 10 OF CERTAIN COMPLAINTS RELATING TO SUCH HOSPITALS, TO AMEND THE PUBLIC HOSPITALS ACT, 1933, AND TO EXTEND THE EXERCISE OF CERTAIN POWERS SPECIFIED THEREIN, TO REPEAL THE PUBLIC HOSPITALS (AMENDMENT) ACT, 1939, 15 AND TO PROVIDE FOR OTHER MATTERS CONNECTED WITH THE MATTERS AFORESAID.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:—

Definitions.

1.—(1) Each of the following hospitals shall be an assisted hospital for the purposes of this Act, that is to say:— 20

(a) any hospital which has participated in any sweepstake promoted under the Public Charitable Hospitals Acts, 1930 to 1932, or under the Public Hospitals Act, 1933 (No. 18 of 1933),

(b) any hospital which has received a grant out of the Hospitals Trust Fund, and

(c) any hospital under the control of or assisted by one or more local authorities,

and in this Act the expression “ assisted hospital ” shall be construed and have effect accordingly. 30

(2) The Public Hospitals Acts, 1933 to 1939, and this Act shall be construed together and, accordingly, every word and expression to which a particular meaning is given by or in any of those Acts has, in this Act, the meaning so given to it.

Establishment of bureaus.

2.—(1) The Hospitals Commission may, with the consent of the Minister, establish and maintain in relation to any two or more assisted hospitals a bureau for obtaining information as to the accommodation available from time to time in such hospitals and for giving such information to medical practitioners and other interested persons. 35 40

(2) The Minister may by regulations prescribe the manner in which any bureau established under this section shall be carried on and such regulations may, for the purposes thereof, impose duties on the governing body or on any person taking part in the management of any of the hospitals concerned including, in particular, duties in regard to the admission of patients to such hospital and to the furnishing at regular intervals and on demand of information as to the accommodation available in such hospital. 45

3.—(1) Where a bureau is established under this Act in relation to two or more assisted hospitals, the Minister may appoint an advisory committee in respect of such bureau and such committee shall, as regards the governing body of each of the said hospitals, contain at least one person who, in the opinion of the Minister, is representative of such governing body.

Bureau
committees.

(2) The functions of every committee appointed under this section shall be to promote generally the efficiency of the bureau in respect of which they were appointed and to secure from the hospitals concerned full co-operation in the carrying on of such bureau.

(3) The Minister may fix the tenure of office of the members of any committee appointed under this section and may at any time revoke the appointment of such committee or any member thereof or alter the constitution of such committee.

(4) The Hospitals Commission shall provide a place of meeting for any committee appointed under this section and shall make such other provision as they think necessary for the proper functioning of such committee.

4.—(1) Where a complaint is made to the Minister that any person was refused admission as an intern patient to an assisted hospital or that the treatment of any person admitted as an intern patient to an assisted hospital was unreasonably delayed, the Minister may, if in his discretion he so thinks proper, cause an inquiry to be held in relation to such complaint and may appoint a person to hold such inquiry.

Complaints.

(2) The person appointed to hold an inquiry under this section may—

- (a) summon witnesses to attend at such inquiry,
- (b) examine on oath (which he is hereby authorised to administer) witnesses attending at such inquiry, and
- (c) where he considers any document in the power or control of any of such witnesses to be necessary for the purposes of such inquiry, require such witness to produce such document.

(3) A witness at an inquiry under this section shall have the same immunities and privileges as if he were a witness before the High Court.

(4) If any person—

- (a) being duly summoned to attend as a witness at an inquiry under this section, fails to attend, or
- (b) being in attendance as a witness at such inquiry, refuses to take an oath, produce a document, or answer a question where required so to do by the holder of such inquiry,

such person shall be guilty of an offence under this section and shall be liable on summary conviction thereof to a fine not exceeding five pounds.

(5) The Minister shall certify his expenses in relation to an inquiry under this section and the amount certified shall be paid to the Minister out of the Hospitals Trust Fund and shall be paid into or disposed of by the Minister for the benefit of the Exchequer in such manner as the Minister for Finance directs.

5.—Section 12 of the Public Hospitals Act, 1933 (No. 18 of 1933), shall be construed and have effect in relation to every sweep-stake held under the said Act after the passing of this Act as if—

Amendment of
section 12 of
the Public
Hospitals Act,
1933.

- (a) the following words were added to paragraph (a) of subsection (2) of the said section at the end of that para-

graph, that is to say, " or such lesser percentage of such moneys as the Minister for Justice may, when sanctioning the scheme for such sweepstake, determine ", and

(b) the following words were deleted from paragraph (b) of sub-section (2) of the said section, that is to say, " and shall not exceed seven per cent. of the said moneys received from the sale of tickets in such sweepstake ". 5

Extension of exercise of certain powers.

6.—(1) In this section the expression " the principal sub-section " means sub-section (6) of section 14 of the Public Hospitals Act, 1933 (No. 18 of 1933). 10

(2) For the purposes of the performance of the duties of the Minister and of the Hospitals Commission under the Public Hospitals Acts, 1933 to 1939, and this Act, any officer of the Minister duly authorised in that behalf by the Minister or any officer of the Hospitals Commission duly authorised in that behalf by the Hospitals Commission may exercise in relation to every assisted hospital all or any of the powers specified in the principal sub-section. 15

(3) Any person who obstructs or interferes with the exercise by virtue of this section or the principal sub-section of any of the powers specified in the principal sub-section or who fails to furnish any information which is at his disposal and which by virtue of this section or the principal sub-section he is called upon to give shall be guilty of an offence under this section and shall be liable on summary conviction thereof to a fine not exceeding five pounds. 20 25

Repeal.

7.—The Public Hospitals (Amendment) Act, 1939 (No. 15 of 1939), is hereby repealed.

Short title and collective citation.

8.—(1) This Act may be cited as the Public Hospitals (Amendment) Act, 1940.

(2) The Public Hospitals Acts, 1933 to 1939, and this Act may be cited together as the Public Hospitals Acts, 1933 to 1940. 30

Bill

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Bill

THE HOUSE OF REPRESENTATIVES
 REPORT OF THE COMMITTEE ON THE BUDGET
 FOR THE FISCAL YEAR 1910

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BILLE NA NOISPIDEAL PUIBLI (LEASU)
(UIMH. 2), 1940.

BILLE

(mar do tugadh isteach)

dá ngairmtear

Acht chun soeruithe do dhéanamh chun Coimisiún na nOispidéal do bhunú oifigí dar cúram eolas d'fháil agus do thabhairt ar an gcóiríocht is ionfhála in óispidéal áirithe, chun soeruithe do dhéanamh chun gearán áirithe i dtaobh na n-oispidéal san d'iniúchadh, chun Acht na nOispidéal Puiblí, 1933, do leasú agus chun feidhmiú comhacht áirithe luaidhtear san Acht san do leathnú, chun Acht na nOispidéal Puiblí (Leasú), 1939, d'athghairm, agus chun soeruithe do dhéanamh i dtaobh nithe eile bhaineas leis na nithe roimhráite.

An tAire Riaghaltais Aiteamhail agus Sláinte
Poiblíche do thug isteach.

Do hordúodh, ag Dáil Eireann, do chló-
bhualadh, 24adh Abrán, 1940.

BAILE ATHA CLIATH:
FOILLSITHE AG OIFIG AN tSOLATHAIR.

Le ceannach trí aon díoltóir leabhar, no díreach
ó Oifig Díolta Foillseacháin Rialtais, 3-4, Sráid
an Choláiste, Baile Atha Cliath.

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Eire.

PUBLIC HOSPITALS (AMENDMENT) (No.
2) BILL, 1940.

BILL

(as introduced)

entitled

An Act to provide for the establishment by the Hospitals Commission of bureaux for obtaining and giving information as to the accommodation available in certain hospitals, to provide for the investigation of certain complaints relating to such hospitals, to amend the Public Hospitals Act, 1933, and to extend the exercise of certain powers specified therein, to repeal the Public Hospitals (Amendment) Act, 1939, and to provide for other matters connected with the matters aforesaid.

Introduced by the Minister for Local Govern-
ment and Public Health.

Ordered, by Dáil Eireann, to be printed,
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