

HOME CARE SERVICE (AMENDMENT) BILL 1990

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The object of this Bill is to provide for the establishment, promotion and management by the Home Care Service of New South Wales of a Hostel and Care Program ("the Program"). The purpose of the Program is to facilitate the provision of accommodation designed and constructed to meet the housing and care needs of older people (particularly those on low or modest incomes) through the provision of financial and other assistance.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the proposed Act to commence on a day or days to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the Schedule of amendments to the Home Care Service Act 1988.

Clause 4 is a formal provision that gives effect to the Schedule containing an amendment to the Government Guarantees Act 1934.

Clause 5 amends the Public Authorities (Financial Arrangements) Act 1987 so that the Service will be brought within the regulatory framework for borrowing authorised by that Act.

Clause 6 is a savings provision that will ensure that amendments made by the Act concerning the composition of the Home Care Service Advisory Board will not affect the term of office of present part-time members of the Board.

Home Care Service (Amendment) 1990

**SCHEDULE 1 — AMENDMENT OF HOME CARE
SERVICE ACT 1988**

Membership of Home Care Service Advisory Board

The proposed Act will increase the number of part-time members of the Board appointed by the Governor from 7 to 9 (Schedule 1 (2) (a)). The additional members are to be nominated by the Minister and to have appropriate qualifications or experience to assist the Service in carrying out its functions relating to the Hostel and Care Program (proposed section 5 (1A) - Schedule 1 (2) (b)).

At least one of the additional part-time members is to be present at any meeting of the Board relating to the Program (Schedule 1 (5) (b)).

Objects of the Service

Proposed section 6 (2) will provide that an object of the Service is to facilitate the provision of accommodation designed and constructed to meet the housing and care needs of older people, particularly those on low or modest incomes (Schedule 1 (3)).

Hostel and Cure Program

Proposed Part 3A confers on the Service the functions of establishing, promoting and managing the Program in accordance with the object referred to above. The Part will make it clear that the Service may exercise a range of powers relating to the provision of financial and other assistance to achieve that object. The functions enumerated are intended to be supplementary to or descriptive of those the Service already has as a corporation or under the Act. They include the power to enter into a partnership or a joint venture with any person and to obtain grants or make other arrangements (proposed section 7B - Schedule 1 (4)).

Under the provisions the Service might, for example, enter into a joint agreement to provide accommodation for older persons under which a local government authority provides the land for the project on lease and the Service provides part of the finance. Alternatively, it might enter into an agreement with a charitable organisation which is eligible for funding under the Aged or Disabled Persons

Act 1954 of the Commonwealth to assist the organisation in providing such accommodation.

**SCHEDULE 2 — AMENDMENT OF GOVERNMENT
GUARANTEES ACT 1934**

Proposed section 3 (5K) authorises the Treasurer to execute a guarantee for the repayment of money expended in relation to the Program.
