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MENTAL HEALTH ACT 2007
Section 109
Revocation and Declaration of Mental Health Facility

I, DR BRENDAN FLYNN, Executive Director, Mental Health Branch, acting under delegation from the Secretary, NSW Ministry of Health, and pursuant to section 109 of the *Mental Health Act 2007* and section 43 of the *Interpretation Act 1987*, DO HEREBY:

a) **REVOKE** the Order published in the Government Gazette no.175 of 30 April 2021 (n2021-0846) declaring certain premises of the Wagga Wagga Base Hospital to be a declared mental health facility for the purposes of section 109 of the *Mental Health Act 2007*.

b) **DECLARE** the following premises of **Wagga Wagga Base Hospital, Edward Street, Wagga Wagga NSW 2650** to be a declared mental health facility for the purposes of section 109 of the *Mental Health Act 2007*:

- **Mental Health Acute Inpatient Unit**, located on Level 1 of the Mental Health Building, Corner Yabtree Street and Lewis Drive;
- **Mental Health High Dependency Unit**, located on Level 1 of the Mental Health Building, Corner Yabtree Street and Lewis Drive;
- **Mental Health Sub-Acute Inpatient Unit (Recovery Unit)**, located on Level 2 of the Mental Health Building, Corner Yabtree Street and Lewis Drive;
- **Older Persons Mental Health Unit**, located on Level 2 of the Health Services Hub Building, Lewis Drive; and

c) **DECLARE** this facility to be designated in the class of facilities known as the “mental health assessment and inpatient treatment” class.

Signed, this 13th day of December 2023

Dr Brendan Flynn
Executive Director
Mental Health Branch
NSW Ministry of Health
(Public Health Delegation PH624)

MENTAL HEALTH ACT 2007
Section 109
Declaration of mental health facility

I, DR BRENDAN FLYNN, Executive Director, Mental Health Branch, acting under delegation from the Secretary, NSW Ministry of Health, and pursuant to section 109 of the Mental Health Act 2007 and section 43 of the Interpretation Act 1987, DO HEREBY:

(a) **REVOKE** the Order published in the NSW Government Gazette No. 1 of 6 January 2017, page 8, declaring certain premises of Lismore Base Hospital to be a mental health facility in accordance with section 109 of the *Mental Health Act 2007*; and

(b) **DECLARE** the following premises of the **Lismore Base Hospital, 60 Hunter Street, Lismore NSW 2480** to be a declared mental health facility for the purposes of section 109 of the *Mental Health Act 2007*:

- **Kamala - Child and Adolescent Mental Health Unit**
- **Tallowood – Lismore Adult Mental Health Unit**
- **Lilli Pilli – Older Persons Mental Health Unit; and**

(c) **DECLARE** this facility to be designated in the class of facilities known as the “**mental health assessment and inpatient treatment**” class.

Signed, this 13th day of December 2023

Dr Brendan Flynn
Executive Director
Mental Health Branch
NSW Ministry of Health
(Public Health Delegation PH624)

MENTAL HEALTH ACT 2007
Section 109
Variation and Declaration of a mental health facility

I, DR BRENDAN FLYNN, Executive Director, Mental Health Branch, acting under delegation from the Secretary, NSW Ministry of Health, and pursuant to section 109 of the *Mental Health Act 2007* and section 43 of the *Interpretation Act 1987*, DO HEREBY:

- (a) **VARY** the Order made pursuant to section 109 of the *Mental Health Act 2007*, published in the *NSW Government Gazette* No. 166 of 13 November 2009, page 5676, declaring certain premises to be declared mental health facilities, by removing reference to "The Emergency Department of the Wagga Wagga Base Hospital, located on the Wagga Wagga Base Hospital Campus at Edwards Street, Wagga Wagga NSW 2650."
- (b) **REVOKE** the Order published in the *NSW Government Gazette* No. 80 of 14 July 2017, page 4104, made in accordance with section 109 of the *Mental Health Act 2007* and section 43 of the *Interpretation Act 1987*, which varied the name of the facility listed above.
- (c) **DECLARE** the **Emergency Department of the Wagga Wagga Base Hospital** located on Level 1 (Ground Floor) of the Wagga Wagga Base Hospital, Edwards Street, Wagga Wagga NSW 2650 to be a declared mental health facility under section 109 of the *Mental Health Act 2007*; and
- (d) **DECLARE** this facility to be designated in the class of facilities known as the "mental health emergency assessment" class; and
- (e) **RESTRICT** this facility to the provision of acute assessment functions, where a patient can be held in anticipation of discharge should their clinical condition resolve rapidly, or transferred to a declared mental health facility of the "mental health assessment and inpatient treatment" class if required, in accordance with all provisions of the *Mental Health Act 2007*, with the exception of:
 - i. Chapter 2;
 - ii. Division 1 of Part 3 of Chapter 3;
 - iii. Sections 57, 58 and 59 of Division 2 of Part 3 of Chapter 3; and
 - iv. Division 3 of Part 3 of Chapter 3.

Signed, this 13th day of December 2023

Dr Brendan Flynn
Executive Director
Mental Health Branch
NSW Ministry of Health
(Public Health Delegation PH624)

MENTAL HEALTH ACT 2007
Section 109
Declaration of Mental Health Facility

I, BRENDAN FLYNN, Executive Director, Mental Health Branch, acting under delegation from the Secretary, NSW Ministry of Health, and pursuant to section 109 of the *Mental Health Act 2007*, DO HEREBY:

- a) DECLARE the following premises of **Concord Repatriation General Hospital** to be a declared mental health facility:
- **The Emergency Department** located on the Lower Ground Floor, Building 3, Concord Repatriation General Hospital campus, Hospital Road, Concord NSW 2139; and
- b) DECLARE this facility to be designated in the class of facilities known as the "**mental health emergency assessment**" class; and
- c) RESTRICT this facility to the provision of acute assessment functions, where a patient can be held in anticipation of discharge should their clinical condition resolve rapidly, or transferred to a declared mental health facility of the "mental health assessment and inpatient treatment" class if required, in accordance with all provisions of the *Mental Health Act 2007*, with the exception of:
- i. Chapter 2;
 - ii. Division 3 of Part 2 of Chapter 3;
 - iii. Division 1 of Part 3 of Chapter 3;
 - iv. Sections 57 and 58 of Division 2 of Part 3 of Chapter 3.

Signed, this 13th day of December 2023

Dr Brendan Flynn
Executive Director
Mental Health Branch
NSW Ministry of Health
PH624