



Children, Young Persons, and Their Families Amendment Act (No 2) 2016

Public Act 2016 No 75
Date of assent 7 November 2016
Commencement see section 2

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The Parliament of New Zealand enacts as follows:**1 Title**

This Act is the Children, Young Persons, and Their Families Amendment Act (No 2) 2016.

2 Commencement

- (1) This Act comes into force on a date appointed by the Governor-General by Order in Council, and 1 or more Orders in Council may be made bringing different provisions into force on different dates.
- (2) Any provision that has not earlier been brought into force comes into force on the day that is 2 years after the date on which this Act receives the Royal assent.

3 Principal Act

This Act amends the Children, Young Persons, and Their Families Act 1989 (the **principal Act**).

4 Section 2 amended (Interpretation)

- (1) In section 2(1), insert in their appropriate alphabetical order:

health practitioner has the same meaning as in section 5 of the Health Practitioners Competence Assurance Act 2003

hospital has the same meaning as in section 2(1) of the Mental Health (Compulsory Assessment and Treatment) Act 1992

- (2) In section 2(1), repeal the definition of **psychiatric hospital**.
- (3) In section 2(1), definition of **residence**, paragraph (c)(ii), delete “psychiatric”.

5 Section 12 amended (Duty of medical practitioner to minimise distress to child or young person)

- (1) In the heading to section 12, replace “**medical practitioner**” with “**health practitioner**”.
- (2) In section 12, replace “medical practitioner” with “health practitioner”.

6 Section 49 amended (Court may order medical examination of child or young person)

In section 49(1), replace “medical practitioner” with “health practitioner whom the court considers qualified for the purpose”.

7 Section 52 amended (Medical practitioner to prepare report on examination)

- (1) In the heading to section 52, replace “**Medical**” with “**Health**”.
- (2) In section 52(1), replace “medical practitioner” with “health practitioner”.

- 8 Section 53 amended (Medical examination of child or young person at request of social worker)**
- (1) In section 53(2), replace “medical practitioner” with “health practitioner qualified for the purpose”.
 - (2) In section 53(3), replace “medical practitioner” with “health practitioner qualified for the purpose”.
- 9 Section 55 amended (Restrictions on internal examinations and examinations under general anaesthetic)**
- In section 55(1)(a), replace “medical practitioner” with “health practitioner”.
- 10 Section 56 amended (Medical practitioner to prepare report on examination)**
- (1) In the heading to section 56, replace “**Medical**” with “**Health**”.
 - (2) In section 56, replace “medical practitioner” with “health practitioner”.
- 11 Section 179 amended (Further provisions relating to medical, psychiatric, and psychological examinations)**
- (1) In section 179(1), replace “registered medical practitioner” with “health practitioner whom the court considers qualified for the purpose”.
 - (2) In section 179(2), replace “registered medical practitioner” with “health practitioner”.
 - (3) In section 179(3)(a), replace “registered medical practitioner” with “health practitioner”.
- 12 Section 181 amended (Court may order examination to be carried out in psychiatric hospital)**
- (1) In the heading to section 181, delete “**psychiatric**”.
 - (2) In section 181(1)(a), replace “medical practitioners” with “health practitioners”.
 - (3) In section 181(1), (2), and (4), replace “psychiatric hospital” with “hospital” in each place.
 - (4) In section 181(3), replace “medical practitioner” with “health practitioner”.
- 13 Section 182 amended (Release of child or young person from psychiatric hospital where detention no longer required)**
- (1) In the heading to section 182, delete “**psychiatric**”.
 - (2) In section 182, delete “psychiatric” in each place.

Legislative history

11 October 2016	Divided from Health Practitioners (Replacement of Statutory References to Medical Practitioners) Bill (Bill 36–2) as Bill 36–3C
1 November 2016	Third reading
7 November 2016	Royal assent

This Act is administered by the Ministry of Social Development.