

**Reprint  
as at 9 April 2014**



**Health Practitioners (Quality  
Assurance Activity—MercyAscot  
Hospitals) Notice 2009**

(SR 2009/119)

Health Practitioners (Quality Assurance Activity—MercyAscot Hospitals)  
Notice 2009: revoked, on 9 April 2014, pursuant to section 54(4) of the Health  
Practitioners Competence Assurance Act 2003 (2003 No 48).

Pursuant to section 54 of the Health Practitioners Competence Assurance Act 2003, the Minister of Health gives the following notice.

**Contents**

	Page
1 Title	1
2 Commencement	2
3 Declaration of quality assurance activity	2
<b>Schedule</b>	2
<b>Description of MercyAscot Hospitals Quality Assurance Activity</b>	

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**Notice**

- 1 Title**  
This notice is the Health Practitioners (Quality Assurance Activity—MercyAscot Hospitals) Notice 2009.

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**Note**

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.

Note 4 at the end of this reprint provides a list of the amendments incorporated.

**This notice is administered by the Ministry of Health.**

**2 Commencement**

This notice comes into force on the day after the date of its notification in the *Gazette*.

**3 Declaration of quality assurance activity**

The MercyAscot Hospitals Quality Assurance Activity described in the Schedule is a protected quality assurance activity.

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**Schedule**

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**Description of MercyAscot Hospitals  
Quality Assurance Activity****1 Interpretation**

In this Schedule,—

**activity** means the MercyAscot Hospitals Quality Assurance Activity

**MercyAscot Hospitals** means—

- (a) Mercy Hospital, Epsom, Auckland; and
- (b) Ascot Hospital, Remuera, Auckland; and
- (c) Mercy Endoscopy, Epsom and North Shore, Auckland.

**2 Objective**

The objective of the activity is to improve the practices and competence of health practitioners engaged in the activity by assessing the health services performed by those health practitioners.

**3 Information**

The activity is based on information derived from health practitioners who provide health services at MercyAscot Hospitals.

**4 Activity**

The activity involves—

- (a) examining patients' records; and
- (b) analysing the following data on patients:
  - (i) admission and discharge; and

- (ii) morbidity; and
- (iii) mortality; and
- (iv) unplanned returns to theatre; and
- (v) infection rates; and
- (vi) outcomes of treatment (for example, the outcomes of implants); and
- (c) identifying and analysing any practice that results in an outcome for patients that may, but need not, be an adverse outcome; and
- (d) comparing the results of the analysis under paragraph (c) with internal and external benchmarking standards; and
- (e) preparing documentation summarising the results obtained under paragraphs (a) to (d); and
- (f) holding meetings to discuss—
  - (i) the results obtained under paragraphs (a) to (d); and
  - (ii) the documentation prepared under paragraph (e); and
- (g) assessing and peer reviewing the performance and competence of health practitioners who are engaging in the activity; and
- (h) making recommendations on how health practitioners who are engaging in the activity can improve their performance so as to—
  - (i) improve the quality of care they provide; and
  - (ii) reduce the incidence of adverse outcomes; and
- (i) facilitating and monitoring the implementation of any such recommendations.

Dated at Wellington this 9th day of April 2009.

Hon Tony Ryall,  
Minister of Health.

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### Explanatory note

*This note is not part of the notice, but is intended to indicate its general effect.*

This notice, which comes into force on the day after the date of its notification in the *Gazette*, declares the quality assurance activity called the MercyAscot Hospitals Quality Assurance Activity to be a protected quality assurance activity. The effect of this declaration is that, subject to certain exceptions,—

- any information that becomes known solely as a result of the activity is confidential; and
- any documents brought into existence solely for the purposes of the activity are confidential; and
- the persons who engage in the activity in good faith are immune from civil liability.

Under section 54(4) of the Health Practitioners Competence Assurance Act 2003, this notice remains in force for a period of 5 years after the date on which it is issued, unless it is sooner revoked.

An earlier notice, the Medical Practitioners (Quality Assurance Activity: MercyAscot Hospitals) Notice 2003 (SR 2003/8), declared the MercyAscot Hospitals Quality Assurance Activity to be a quality assurance activity under the provisions of the Medical Practitioners Act 1995. The Medical Practitioners Act 1995 was repealed by the Health Practitioners Competence Assurance Act 2003, and the earlier notice has now expired.

## **Reprints notes**

### **1    *General***

This is a reprint of the Health Practitioners (Quality Assurance Activity—MercyAscot Hospitals) Notice 2009 that incorporates all the amendments to that notice as at the date of the last amendment to it.

### **2    *Legal status***

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

### **3    *Editorial and format changes***

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

### **4    *Amendments incorporated in this reprint***

Health Practitioners Competence Assurance Act 2003 (2003 No 48): section 54(4)

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