



New South Wales

Health Services Amendment (PPP Prohibition) Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Health Services Act 1997* to prohibit new public-private partnership arrangements that provide for the construction of acute hospitals and the provision of acute hospitals services at the hospitals.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Health Services Act 1997 No 154

Schedule 1 inserts proposed section 133E into the *Health Services Act 1997* to give effect to the object set out in the overview.

The proposed section prohibits certain government entities from entering into a public-private partnership arrangement that provides for—

- (a) the construction of an acute hospital building or complex, and
- (b) the provision of an acute hospital service at the acute hospital building or complex.

The proposed section contains other provisions relating to the operation of the prohibition.

Proposed section 133E(4) is a Henry VIII provision because the provision enables the making of regulations to limit the operation of the prohibition in the proposed section.