

No. 13 of 2007.

Institute of Medical Research (Amendment) Act 2007.

Certified on: 03.10.07



No. of 2007

Institute of Medical Research (Amendment) Act 2007.

ARRANGEMENT OF SECTIONS.

1. Interpretation (Amendment of Section 1).
2. Establishment of the Institute (Amendment of Section 2).
3. Objects of the Institute (Amendment of Section 5).
4. Repeal and Replacement of Section 7.

"7. COMPOSITION OF THE COUNCIL."

5. Repeal of Section 8.
6. Repeal and replacement of Sections 11 and 12.

"11. FILLING OF VACANCIES."

7. Meetings of Council (Amendment of Section 13).

"13. REPORTS."



No. of 2007.

AN ACT

entitled

Institute of Medical Research (Amendment) Act 2007,

Being an Act to amend the *Institute of Medical Research Act* (Chapter 166),

MADE by the National Parliament to come into operation in accordance with a notice in the National Gazette by the Head of State, acting with, and in accordance with, the advice of the Minister.

1. INTERPRETATION (AMENDMENT OF SECTION 1).

Section 1 of the Principal Act is amended by -

- (a) inserting immediately after the definition of "the Council" the following definitions:-

"the Department" means the National Department responsible for health matters."; and

"the Departmental Head" means the Head of the National Department responsible for health matters;

- (b) by inserting immediately after the definition of "the member of the staff of the Institute" the following:-

"the Minister" means the Minister responsible for health matters;".

2. ESTABLISHMENT OF THE INSTITUTE (AMENDMENT OF SECTION 2).

Subsection (2) of Section 2 of the Principal Act is repealed.

3. OBJECTS OF THE INSTITUTE (AMENDMENT OF SECTION 5).

Subsection (2) of Section 5 of the Principal Act is repealed.

4. REPEAL AND REPLACEMENT OF SECTION 7.

Section 7 of the Principal Act is repealed and replaced with the following new section:-

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"7. **COMPOSITION OF THE COUNCIL.**

"(1) The Council shall consist of the following members:-

- (a) the Director of IMR *ex-officio*; and
- (b) a Member of Parliament appointed by Parliament for his expertise in medical or health sciences, and who is not a Minister; and
- (c) a person appointed by the National Aids Council from among its members; and
- (d) a nominee of national universities and research institutes appointed for medical expertise; and
- (e) a nominee of national universities and research institutes appointed for expertise in social and anthropological aspects of health care; and
- (f) two persons of high distinction and experience in the health sciences, and that these persons may or may not be residents of Papua New Guinea, may be co-opted by Council.

"(2) Appointment of members under Section 7(1)(e) and 7(1)(f) shall be in accordance with provisions of the *Regulatory Statutory Authorities (Appointment to Certain Offices) Act 2004* and for a term of five years.

"(3) The term of *ex-officio* Members shall cease when they cease to hold that office.

"(4) The term of the Member of Parliament as Member shall cease when he ceases to be a Member of Parliament or when he becomes a Minister.

(5) Non *ex-officio* members shall hold office on such terms and conditions as are determined under the *Boards (Fees and Allowances) Act 1955*."

5. **REPEAL OF SECTION 8.**

Section 8 of the Principal Act is repealed.

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6. REPEAL AND REPLACEMENT OF SECTIONS 11 AND 12.

The Principal Act is amended by repealing Sections 11 and 12, and inserting the following:-

"11. FILLING OF VACANCIES.

"(1) Subject to this section, where a person appointed under Sections 7(1)(e) and 7(1)(f) ceases to be a Member of the Council as a result of vacation of office, an appointment to fill the vacancy shall be made as soon as practicable and in any case not later than three months after the date on which the vacancy occurs.

"(2) In the event of vacancy in the Council, a member shall be appointed in accordance with the provision of Section 7(2), and the person so appointed holds office, subject to this Act, for the residue of his predecessor's term of office."

7. MEETINGS OF COUNCIL (AMENDMENT OF SECTION 13).

Section 13 of the Principal Act is amended -

(a) by inserting before the words "At a meeting of the Council" the following:-

"(1)"; and

(b) by inserting the following new subsections:-

"(2) A meeting of the Council shall be held in each quarter of the year.

"(3) Half or more of the Members for the time being may require that an extra ordinary meeting be held.

"(4) Provision may be made under regulation for the meetings of Council to be convened through electronic communications, and for members to be deemed present if included in deliberations through electronic communications."; and

(c) by inserting the following new section:-

"13A. REPORTS.

"The Council shall as soon as possible by 31 March in each year, furnish to the Minister a report on the progress and performance of the Council in relation to its functions for the year ending 31 December preceding."

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I hereby certify that the above is a fair print of the *Institute of Medical Research (Amendment) Bill 2007* which as been made by the National Parliament.

Clerk of the National Parliament.

I hereby certify that the *Institute of Medical Research (Amendment) Bill 2007* was made by the National Parliament on 26 April 2007.

Speaker of the National Parliament.