



# *Government Gazette*

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

I, DR BRENDAN FLYNN, Acting 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:

1) **REVOKE** the Order published in the NSW Government Gazette No. 87 of 11 August 2017, pages 4390-4391, relating to the declaration, and variation of a declaration, of certain units of Shellharbour Hospital as a mental health facility under section 109 of the *Mental Health Act 2007*; and

2) a) **DECLARE** the following units of **Shellharbour Hospital, 15-17 Madigan Boulevard, Mt Warrigal NSW 2528**, to be a declared mental health facility for the purposes of section 109 of the *Mental Health Act 2007*:

- **Adolescent Mental Health Inpatient Unit**, located in N Block
- **Eloura Acute Assessment Area**, located in A Block
- **Eloura High Care Area**, located in A Block
- **Mental Health Rehabilitation Unit**, located in L Block
- **Mirrabook Unit**, located in G Block
- **Psychiatric Emergency Care Centre**, located in A Block; and

2) b) **DECLARE** this facility to be designated a “mental health assessment and inpatient treatment” class facility.

Signed, this 14<sup>th</sup> day of March 2023

Dr Brendan Flynn  
**Acting Executive Director**  
**Mental Health Branch**  
**NSW Ministry of Health**  
(Public Health Delegation 624)

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

I, DR BRENDAN FLYNN, Acting 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:

1) **VARY** the Order published in the NSW Government Gazette No. 166 of 13 November 2009 page 5676 declaring certain premises to be declared mental health facilities by deleting the entry “the Emergency Department of Shellharbour Hospital, located on the Shellharbour Hospital Campus at Madigan Boulevard, Shellharbour NSW 2529”; and

2) **DECLARE** the Emergency Department of Shellharbour Hospital, 15-17 Madigan Boulevard, Shellharbour NSW 2529 to be a declared mental health facility for the purposes of section 109 of the *Mental Health Act 2007*, and

3) **DECLARE** this facility to be designated as a "**mental health emergency assessment class**" facility; and

4) **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;

Sections 57 and 58 of Division 2 of Part 3 of Chapter 3

Signed, this 14<sup>th</sup> day of March 2023

Dr Brendan Flynn  
**Acting Executive Director**  
**Mental Health Branch**  
**NSW Ministry of Health**  
(Public Health Delegation 624)