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No. S 1031

HEALTHCARE SERVICES ACT 2020 (ACT 3 OF 2020)

HEALTHCARE SERVICES ACT 2020 (SAVING AND TRANSITIONAL PROVISIONS) REGULATIONS 2021

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation and commencement
2. Pending appeals under Private Hospitals and Medical Clinics Act 1980
3. References to repealed Act to include Private Hospitals and Medical Clinics Act 1980
4. References in relation to licences under Private Hospitals and Medical Clinics Act 1980

In exercise of the powers conferred by section 60(2) of the Healthcare Services Act 2020, the Minister for Health makes the following Regulations:

Citation and commencement

1. These Regulations are the Healthcare Services Act 2020 (Saving and Transitional Provisions) Regulations 2021 and come into operation on 3 January 2022.

Pending appeals under Private Hospitals and Medical Clinics Act 1980

2.—(1) Where, before the appointed day for a licensable healthcare service —

- (a) that healthcare service is, or is intended to be, provided in a clinical laboratory, healthcare establishment, medical clinic or private hospital;

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- (b) an appeal is made to the Minister under section 10(1) of the Private Hospitals and Medical Clinics Act 1980 in relation to —
- (i) the refusal of the Director of Medical Services under section 6 of the Private Hospitals and Medical Clinics Act 1980 to issue or renew a licence under that Act in respect of the premises or conveyance; or
 - (ii) the decision of the Director of Medical Services under section 9 of the Private Hospitals and Medical Clinics Act 1980 to suspend or revoke a licence under that Act in respect of the premises or conveyance; and
- (c) the appeal has not been dealt with or disposed of immediately before the appointed day for the licensable healthcare service,

the appeal may be dealt with under the Private Hospitals and Medical Clinics Act 1980 until it is finally disposed of under that Act.

(2) In this regulation, “clinical laboratory”, “healthcare establishment”, “medical clinic” and “private hospital” have the meanings given by section 2 of the Private Hospitals and Medical Clinics Act 1980.

References to repealed Act to include Private Hospitals and Medical Clinics Act 1980

3. To avoid doubt, during the period starting on 3 January 2022 and ending immediately before the date section 58 of the Act comes into operation, any reference in the Act to the repealed Act is to be read as a reference to the Private Hospitals and Medical Clinics Act 1980, even though it is not repealed.

References in relation to licences under Private Hospitals and Medical Clinics Act 1980

4.—(1) Any reference in any written law to a licence issued under the Private Hospitals and Medical Clinics Act 1980 in respect of a private hospital, medical clinic, clinical laboratory or healthcare establishment (except for any premises used as a nursing home) is to

be read as a reference to a licence deemed granted under the Act in accordance with paragraph 1(1) of the Third Schedule to the Act to provide a licensable healthcare service.

(2) Any reference in any written law to a medical clinic licensed under the Private Hospitals and Medical Clinics Act 1980 is to be read as a reference to any permanent premises approved under a licence deemed granted under the Act (in accordance with paragraph 1(1) of the Third Schedule to the Act) authorising the provision of an ambulatory surgical centre service, assisted reproduction service, outpatient dental service, outpatient medical service or outpatient renal dialysis service at those approved permanent premises.

(3) Any reference in any written law to a private hospital licensed under the Private Hospitals and Medical Clinics Act 1980 is to be read as a reference to any permanent premises approved under a licence deemed granted under the Act (in accordance with paragraph 1(1) of the Third Schedule to the Act) authorising the provision of an acute hospital service or a community hospital service at those approved permanent premises.

[S 415/2023 wef 26/06/2023]

Made on 29 December 2021.

CHAN YENG KIT
*Permanent Secretary,
Ministry of Health,
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[MH 78:44/1; AG/LEGIS/SL/122E/2020/20 Vol. 1]