

Queensland



Hospitals Foundations Act 1982

HOSPITALS FOUNDATIONS (ROYAL BRISBANE HOSPITAL RESEARCH FOUNDATION) RULE 1986

**Reprinted as in force on 4 April 1996
(includes amendments up to SL No. 126 of 1994)**

Reprint No. 1

**This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy**

Information about this reprint

This rule is reprinted as at 4 April 1996. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c))
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind (Reprints Act 1992 s 5(d)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have also been made to—

- update citations and references (pt 4, div 2)
- express gender specific provisions in a way consistent with current drafting practice (s 24)
- use gender neutral office names (s 25)
- use different spelling consistent with current drafting practice (s 26(2))
- use standard punctuation consistent with current drafting practice (s 27)
- use conjunctives and disjunctives consistent with current drafting practice (s 28)
- use expressions consistent with current drafting practice (s 29)
- use aspects of format and printing style consistent with current drafting practice (s 35)
- omit provisions that are no longer required (s 39)
- omit the words of notification (s 42A)
- number and renumber certain provisions and references (s 43).

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in the reprint, including—**
 - **table of obsolete and redundant provisions**
 - **table of renumbered provisions.**

Queensland



**HOSPITALS FOUNDATIONS (ROYAL
BRISBANE HOSPITAL RESEARCH
FOUNDATION) RULE 1986**

TABLE OF PROVISIONS

Section	Page
1 Short title	3
2 Definitions	3
3 Research Committee	4
4 Research	5
5 Research fund	5
6 Publication of research	6
7 Winding-up of the research fund	6

ENDNOTES

1 Index to endnotes	8
2 Date to which amendments incorporated	8
3 Key	9
4 List of legislation	9
5 List of annotations	9
6 Table of obsolete and redundant provisions	10
7 Table of renumbered provisions	10

HOSPITALS FOUNDATIONS (ROYAL BRISBANE HOSPITAL RESEARCH FOUNDATION) RULE 1986

[as amended by all amendments that commenced on or before 4 April 1996]

Short title

1. This rule may be cited as the *Hospitals Foundations (Royal Brisbane Hospital Research Foundation) Rule 1986*.

Definitions

2. In these rules—

“**chairperson**” means the chairperson of the research committee.

“**foundation**” means the Royal Brisbane Hospital Research Foundation.

“**research objects of the foundation**” means the following objects of the foundation—

- (a) to seek to discover the nature, origins and causes of disease and bodily afflictions by the application of all or any of those branches of science that are relevant to the purpose and to make the best use of knowledge gained for improvement of the means of prevention or treatment of disease and bodily afflictions;
- (b) to research or arrange or promote research (including surveys relevant to health service or hospital functions) into and development of any branch of medical science, technological research, medical investigation or other matter concerning the health or wellbeing of people, with a view to general improvement in health services;
- (c) to provide money grants or loans for persons engaged in research at post graduate level in medical or any other health science (including surveys relevant to any such science);

*Hospitals Foundations (Royal Brisbane
Hospital Research Foundation) Rule 1986*

- (d) to arrange for research and development work in specific matters related to the health of people.

Research Committee

3.(1) There shall be established and from time to time constituted a research committee.

(2) The functions of the research committee shall be to furnish to the chairperson information and advice with respect to—

- (a) the conduct of all matters relevant to the research objects of the foundation; and
- (b) the administration of the research fund.

(3) The research committee shall consist of the following members—

- (a) the member of the foundation to whom the foundation, pursuant to section 64 of the Act, has delegated responsibility for the conduct of all activities relevant to the research objects of the foundation and the administration of the research fund;
- (b) such other persons (being not more than 10 in number) approved by the Minister as may be appointed from time to time by the foundation, provided always that there shall at all times be at least 4 such other persons who shall be suitably qualified for assessing activities relevant to the research objects of the foundation.

(4) Members of the research committee shall hold office for such period as may be determined by the foundation at the time of appointment.

(5) However, the term of such appointment may be extended from time to time by the foundation.

(6) The member referred to in subsection (3)(a) shall be the chairperson of the research committee.

(7) No persons shall be appointed to be a member of the research committee pursuant to subsection (3)(b) without the prior approval of the Secretary of the Commonwealth Department of Health holding office under the *National Health Act 1953* (Cwlth).

(8) The chairperson shall preside at all meetings at which the chairperson

*Hospitals Foundations (Royal Brisbane
Hospital Research Foundation) Rule 1986*

is present but if the chairperson is absent from any meeting, the members present may appoint a chairperson to preside at that meeting.

(9) At all meetings of the research committee, all members shall vote.

(10) However, if a member refuses to vote, the member's vote shall be counted for the negative.

(11) The chairperson of each meeting shall have a deliberative vote and, in the case of an equality of votes, shall also have a casting vote.

(12) No business shall be transacted at any meeting of the research committee unless at least 4 members are present when such business is transacted.

(13) The research committee shall meet as often as it thinks necessary to perform its functions but at least twice in each half-year.

(14) As soon as practicable after each of its meetings, the chairperson shall furnish to the foundation a report in respect of the matters resolved by the research committee.

(15) Subject to this rule and the Act, the research committee shall conduct its business and proceedings at meetings in such manner as it determines from time to time.

Research

4. The chairperson shall ensure that all activities relevant to the research objects of the foundation are conducted in accordance with the recommendations of the research committee.

Research fund

5.(1) The foundation shall in accordance with section 52 of the Act establish a trust fund to be called the research fund for the purposes of the research objects of the foundation and shall establish at a bank 1 or more bank accounts in respect of the research fund.

(2) The research fund shall be administered by the chairperson in accordance with the recommendations of the research committee.

(3) An amount received by the foundation—

*Hospitals Foundations (Royal Brisbane
Hospital Research Foundation) Rule 1986*

- (a) for the research objects of the foundation; or
- (b) as income from investment of amounts in the research fund;

must be paid into the research fund.

(4) However, the foundation may keep an amount for payment of reasonable expenses the foundation has incurred, or may be expected to incur, in soliciting gifts for the foundation.

(5) Moneys from time to time comprising the research fund may, until required by the foundation for the purpose to which the moneys may lawfully be applied in accordance with the Act and this rule, be invested in accordance with section 51 of the Act.

(6) Moneys from time to time comprising the research fund shall be applied to activities relevant to the research objects of the foundation and in accordance with the recommendations of the research committee.

Publication of research

6. The chairperson shall ensure that the results of all research financed from the research fund shall be freely available and wherever possible published in the scientific or medical press.

Winding-up of the research fund

7.(1) If during any period of 1 year no activities relevant to the research objects of the foundation are carried out, the foundation may with the approval of the Minister, and shall if so directed by the Minister, wind-up the research fund.

(2) If upon the winding-up of the research fund there remains any moneys after all the liabilities of the research fund have been satisfied, those moneys shall not be distributed among the members of the foundation but shall be transferred to such body—

- (a) as in the opinion of the Governor in Council has similar objects to those of the foundation; and

*Hospitals Foundations (Royal Brisbane
Hospital Research Foundation) Rule 1986*

- (b) as has been approved by the commissioner of taxation for the purposes of any of the subparagraphs of section 78(1)(a) of the *Income Tax Assessment Act 1936*.

ENDNOTES

1 Index to endnotes

		Page
2	Date to which amendments incorporated	8
3	Key	9
4	List of legislation	9
5	List of annotations	9
6	Table of obsolete and redundant provisions	10
7	Table of renumbered provisions	10

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 4 April 1996. Future amendments of the Hospitals Foundations (Royal Brisbane Hospital Research Foundation) Rule 1986 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

*Hospitals Foundations (Royal Brisbane
Hospital Research Foundation) Rule 1986*

3 Key

Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954	(prev)	=	previously
amd	=	amended	proc	=	proclamation
ch	=	chapter	prov	=	provision
def	=	definition	pt	=	part
div	=	division	pubd	=	published
exp	=	expires/expired	R[X]	=	Reprint No.[X]
gaz	=	gazette	RA	=	Reprints Act 1992
hdg	=	heading	reloc	=	relocated
ins	=	inserted	renum	=	renumbered
lap	=	lapsed	rep	=	repealed
notfd	=	notified	s	=	section
om	=	omitted	sch	=	schedule
o in c	=	order in council	sdiv	=	subdivision
p	=	page	SIA	=	Statutory Instruments Act 1992
para	=	paragraph	SL	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

4 List of legislation

Hospitals Foundations (Royal Brisbane Hospital Research Foundation) Rule 1986 (prev Royal Brisbane Hospital Foundation Research Rule)

pubd gaz 13 September 1986 pp 346–9

commenced on date of publication

as amended by—

Hospitals Foundations (Royal Brisbane Hospital Research Foundation) Amendment Rule (No. 1) 1994 SL No. 126

notfd gaz 8 April 1994 pp 1392–3

commenced on date of notification

5 List of annotations

Short title

s 1 sub 1994 SL No. 126 s 3

Definitions

prov hdg sub 1994 SL No. 126 s 7 sch

s 2 def “**Foundation**” sub 1994 SL No. 126 s 4

def “**the Act**” om 1994 SL No. 126 s 4(1)

*Hospitals Foundations (Royal Brisbane
Hospital Research Foundation) Rule 1986*

Research Committee

prov hdg sub 1994 SL No. 126 s 7 sch
s 3 amd 1994 SL No. 126 s 5

Research

s 4 hdg sub 1994 SL No. 126 s 7 sch

Research Fund

prov hdg sub 1994 SL No. 126 s 7 sch
s 5 amd 1994 SL No. 126 s 6

Publication of research

s 6 hdg sub 1994 SL No. 126 s 7 sch

Winding-up of the Research Fund

s 7 hdg sub 1994 SL No. 126 s 7 sch

6 Table of obsolete and redundant provisions

TABLE OF OBSOLETE AND REDUNDANT PROVISIONS
under the Reprints Act 1992 s 39

Omitted provision	Provision making omitted provision obsolete/redundant
definitions to be read in context	Acts Interpretation Act 1954 s 32A

7 Table of renumbered provisions

TABLE OF RENUMBERED PROVISIONS
under the Reprints Act 1992 s 43

Previous	Renumbered as
3.1	3(1)
3.2	3(2)
3.3	3(3)
3.4	3(4)
3.4, proviso	3(5)
3.5	3(6)
3.6	3(7)
3.7	3(8)
3.8	3(9)
3.8, proviso	3(10)
3.9	3(11)

*Hospitals Foundations (Royal Brisbane
Hospital Research Foundation) Rule 1986*

3.10	3(12)
3.11	3(13)
3.11, 2nd sentence	3(14)
3.12	3(15)
5.1	5(1)
5.2	5(2)
5.3(1)	5(3)
5.3(2)	5(4)
5.4	5(5)
5.5	5(6)
7.1	7(1)
7.2	7(2)