



Government of **Western Australia**
Department of **Health**

MEDICAL INDEMNITIES APPLYING TO SALARIED MEDICAL OFFICERS AND NON- SALARIED MEDICAL PRACTITIONERS POLICY

TITLE: MEDICAL INDEMNITIES APPLYING TO SALARIED MEDICAL OFFICERS AND NON-SALARIED MEDICAL PRACTITIONERS POLICY

1. Background

Under the terms and conditions of the indemnities applying to:

- salaried medical officers,
- non-salaried medical practitioners,
- Ambulatory Surgery Initiative, and
- Privately Referred Non-Inpatients Model

the Minister for Health indemnifies eligible medical officers and practitioners for claims of negligence, omission or trespass that may arise from the treatment of specified categories of patients.

The indemnity satisfies the Professional Indemnity Insurance Arrangements, Registration Standard of the Medical Board of Australia.

2. Scope

This mandatory policy is binding on each Health Service Provider (**HSP**) to which it applies or relates.

3. Policy statement

All matters relating to the application of the terms and conditions of medical indemnities applying to:

- salaried medical officers
- non-salaried medical practitioners
- Ambulatory Surgery Initiative
- Privately Referred Non-Inpatients Model

are to be referred to Legal and Legislative Services (LLS).

The terms and conditions of the indemnities listed are not to be varied without LLS approval. Only medical indemnities approved by LLS may be issued by HSPs.

LLS is also responsible for Deeds of Indemnity covering the secondment, or placement, of salaried medical officers in hospitals or health facilities managed by private sector and non-for-profit operators. All inquiries concerning the Deeds should be directed to LLS.

4. Definitions

Health Service Provider	means a health service provider established under s. 32 of the <i>Health Services Act 2016</i> and may include North Metropolitan Health Service (NMHS), South Metropolitan Health Service (SMHS), Child and Adolescent Health Service (CAHS), WA Country Health Service (WACHS), East Metropolitan Health Service (EMHS), Quadriplegic Centre and Health Support Services (HSS).
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5. Roles and responsibilities

Chief Executive

The CE is responsible for ensuring compliance with this policy.

6. Compliance

Compliance with this policy is mandatory.

7. Evaluation

Evaluation of this policy is to be carried out by the Policy Owner.

8. References

https://ww2.health.wa.gov.au/Articles/J_M/Medical-indemnity

9. Related documents

- Terms and Conditions of Indemnity applying to Salaried Medical Officers
- Terms and Conditions of Indemnity applying to Non-Salaried Medical Practitioners
- Terms and Conditions of the Medical Indemnity applying to the Ambulatory Surgery Initiative
- Terms and Conditions of the Medical Indemnity applying to the Privately Referred Non-Inpatients Model

10. Authority

This policy has been approved and issued by the Director General of the Department of Health as the System Manager.

Title:	Contractual Indemnities – Salaried Medical Officers and Non-Salaried Medical Practitioners Policy		
Contact:	Director, Legal and Legislative Services Tel: 9222 4038 Email: legal.services@health.wa.gov.au		
Directorate:	Legal and Legislative Services		
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