

# DRAFT FOR CONSULTATION

## **Pae Ora (Healthy Futures) (Improving Mental Health Outcomes) Amendment Bill**

Member's Bill

### **Explanatory note**

#### **General policy statement**

This Bill amends the Pae Ora (Healthy Futures) Act 2022 to better enable the long-term planning and delivery that is required to improve mental health and addiction outcomes. Currently, the Act does not adequately provide for a mental health and wellbeing approach. This Bill strengthens the commitment to mental health and wellbeing by requiring the Minister of Health:

- to consult with the Mental Health and Wellbeing Commission in the preparation of strategic documents, including Health Strategies, the New Zealand Health Plan, and the Government Policy Statement; and
- to prepare and determine a Mental Health and Wellbeing Strategy.

#### **Clause by clause analysis**

*Clause 1* is the Title clause.

*Clause 2* is the commencement clause.

*Clause 3* identifies the Pae Ora (Healthy Futures) Act 2022 (**Pae Ora Act**) as the Act to be amended by this Bill.

*Clause 4* amends section 4 of the Pae Ora Act. The definitions of **health entity** and **health strategy** are amended to include references to the Mental Health and Wellbeing Commission and to a Mental Health and Wellbeing Strategy. An effect of this change is that any reference to a health entity in the Pae Ora Act would include the Commission.

*Clause 5* amends section 10 of the Pae Ora Act to provide that the Minister's role includes determining a Mental Health and Wellbeing Strategy.

*Clause 6* amends section 35 of the Pae Ora Act to provide that the Minister must consult with the Mental Health and Wellbeing Commission (and have regard to its views) in preparing a GPS under the Act.

*Clause 7* inserts a new section into the Pae Ora Act which requires the Minister to prepare and determine a Mental Health and Wellbeing Strategy.

*Clause 8* makes a consequential change.

*Matt Doocey*

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## **The Parliament of New Zealand enacts as follows:**

### **1 Title**

This Act is the Pae Ora (Healthy Futures) (Improving Mental Health Outcomes) Amendment Act **2022**.

### **2 Commencement**

This Act comes into force on the day after the date on which it receives the Royal assent.

### **3 Principal Act**

This Act amends the Pae Ora (Healthy Futures) Act 2022.

**4 Section 4 amended (Interpretation)**

- (1) In section 4, insert in its appropriate alphabetical order:

**health entity** means Health New Zealand, HQSC, the Māori Health Authority, the Mental Health and Wellbeing Commission, Pharmac, or NZBOS

- (2) In section 4, in the definition of **health strategy**, after paragraph (f), insert:

(g) the Mental Health and Wellbeing Strategy

**5 Section 10 amended (Overview of Minister's role)**

In section 10(1)(b), after subparagraph (vi), insert:

(vii) Mental Health and Wellbeing Strategy; and

**6 Section 35 amended (Preparation of GPS)**

Replace section 35(c) with:

- (c) consult Health New Zealand, the Māori Health Authority, and the Mental Health and Wellbeing Commission and have regard to their views; and

**7 New section 46A inserted (Mental Health and Wellbeing Strategy)**

After section 46, insert:

**46A Mental Health and Wellbeing Strategy**

- (1) The Minister must prepare and determine a Mental Health and Wellbeing Strategy.
- (2) The purpose of the Mental Health and Wellbeing Strategy is to provide a framework to guide health entities for the long-term improvement of mental health and addiction outcomes.
- (3) The Mental Health and Wellbeing Strategy must—
- (a) contain an assessment of the current state of, and the performance of the health sector in relation to, mental health and addiction outcomes; and
  - (b) contain an assessment of the medium and long-term trends that will affect mental health and addiction outcomes; and
  - (c) set out priorities for improving mental health and addiction outcomes.
- (4) **Subsection (3)** does not limit what may be included in the Mental Health and Wellbeing Strategy.

**8 Schedule 1 amended**

In Schedule 1, in clause 3(1), replace “and the Rural Health Strategy” with “the Rural Health Strategy, and Mental Health and Wellbeing Strategy”.