

20 January 2022

s 9(2)(a)

[REDACTED]

Ref: H202117393

Tēnā koe s 9(2)(a)

Response to your request for official information

Thank you for your request under the Official Information Act 1982 (the Act) to the Ministry of Health (the Ministry) on 13 December 2021. Please find a response to each part of your request below.

*1) The most recent notice issued by the Director-General to the “certified provider” under Section 26 of the Health and Disability Services (Safety) Act 2001 for the ADHB and each of its certified provider subsidiaries, including Fertility Plus.
MOH provide an online search tool for certified providers. This is the link for Fertility Plus
<https://www.health.govt.nz/your-health/certified-providers/fertility/fertility-plus>
That page does not include all of the information required to be in the notice required by Section 26. Hence this request for the full notice.*

Please find attached two documents within scope of this part of your request. These include the Auckland District Health Board (ADHB) certificate that resulted from the February 2020 certification audit and ADHB’s Fertility Plus certificate that resulted from the July 2019 certification audit. Both documents have been released to you in full.

For further context, HealthCERT is the team within the Ministry that is responsible for certifying and monitoring DHBs as required under the Health and Disability Services (Safety) Act 2001 (the HDSS Act).

DHBs are required to be certified under the HDSS Act and to meet the Health and Disability Services Standards NZS 8134:2008 (the Standards). The Standards include consumer rights, organisational management (including staffing), continuum of care delivery, safe and appropriate environment, restraint and minimisation, and infection prevention and control.

Any findings against the Standards resulting from an audit becomes a corrective action that the DHB is required to address within specified timeframes. DHB corrective actions are reported to HealthCERT. As part of ongoing monitoring, DHBs need to provide evidence that mitigations are in place to manage the risks if the corrective actions are not completed within the prescribed timeframes. All corrective actions are reviewed at the next onsite audit.

It is important for patients to receive safe and high-quality care; therefore, DHBs are monitored and routinely audited against the Standards to ensure they are providing patients with a quality service.

For further information about DHB certification against the HDSS Act please see the Ministry's website here: www.health.govt.nz/new-zealand-health-system/my-dhb/auckland-dhb.

2) A copy of the relevant Order in Council made under Section 7 under the Act.

Is this somewhere online where I can review all the Order in Council made under Section 7 of the Act. If unavailable online, please forward the Order in Council that apply to Fertility Plus and the ADHB.

The information you have requested does not exist, as such this part of your request is refused under section 18(e) of the Act. As secondary legislation, all Orders in Council are published at: www.legislation.govt.nz.

Under section 28(3) of the Act, you have the right to ask the Ombudsman to review any decisions made under this request. The Ombudsman may be contacted by email at: info@ombudsman.parliament.nz or by calling 0800 802 602.

Please note that this response, with your personal details removed, may be published on the Ministry website at: www.health.govt.nz/about-ministry/information-releases.

Nāku noa, nā



Emma Prestidge
Group Manager, Quality Assurance and Safety
Health System Improvement and Innovation

Appendix 1: List of documents for release

#	Date	Document details	Decision on release
1	24 September 2019	Auckland district health board – Fertility Plus certificate	Released in full.
2	1 May 2020	Auckland district health board certificate	

HEALTH AND DISABILITY SERVICES (SAFETY) ACT 2001

Notice of Certification of Auckland District Health Board to Provide Certain Health Care Services

Pursuant to section 26 of the Health and Disability Services (Safety) Act 2001, acting under delegated authority from the Director-General of Health, I certify the following person to provide the following kind/s of Health Care Service/s, subject to the conditions in the Schedule to this Notice of Certification.

Kind/s of Health Care Services: **Fertility services**

This Notice of Certification takes effect on 01 October 2019

This Notice of Certification expires on 01 October 2022

Dated at Wellington this Tuesday, 24 September 2019



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(acting under delegated authority from the Director-General of Health)

SCHEDULE

CONDITIONS OF CERTIFICATION

Corrective Measures

A written progress report that outlines all actions undertaken by the provider in relation to the following corrective measures (under standards approved under section 13 of the Act) must be submitted to your Designated Auditing Agency by the specified due date. Your Designated Auditing Agency will notify the Director-General of Health of progress, if any, if required in accordance with the Ministry of Health's requirements for the processing of progress reports.

FSS.2007:3.12.6	30/09/20
FSS.2007:2.2.5	30/09/20
FSS.2007:3.11.2	30/09/20
FSS.2007:2.2.4	30/09/20
FSS.2007:2.8.6	30/09/20
FSS.2007:4.2.9	30/09/20
FSS.2007:2.8.4	30/09/20

Conditions

A surveillance audit of the provider must be undertaken by a designated auditing agency by 01 October 2020. The audit report will be forwarded to the Director-General of Health.

A surveillance audit of the provider must be undertaken by a designated auditing agency by 01 October 2021. The audit report will be forwarded to the Director-General of Health.

The Director-General of Health may impose any further condition, or vary

any condition, where the Director-General of Health thinks it is necessary or desirable to do so in order to help achieve the purpose of the Act.

If requested in writing by the Director-General of Health, the provider must provide any information about the provision of fertility services specified in the request.

The provider must inform the Director-General of Health of any change of



designated auditing agency, within one week of such a change occurring.

Locations

Fertility Plus

1051

214 Green Lane West

Epsom

Auckland

RELEASED UNDER THE OFFICIAL INFORMATION ACT 1982



HEALTH AND DISABILITY SERVICES (SAFETY) ACT 2001

Notice of Certification of Auckland District Health Board to Provide Certain Health Care Services

Pursuant to section 26 of the Health and Disability Services (Safety) Act 2001, acting under delegated authority from the Director-General of Health, I certify the following person to provide the following kind/s of Health Care Service/s, subject to the conditions in the Schedule to this Notice of Certification.

Kind/s of Health Care Services: Hospital services - Medical services
Hospital services - Mental health services
Hospital services - Children's health services
Residential disability services - Psychiatric
Hospital services - Surgical services
Hospital services - Maternity services

This Notice of Certification takes effect on 01 May 2020

This Notice of Certification expires on 01 May 2023

Dated at Wellington this Friday, 01 May 2020



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(acting under delegated authority from the Director-General of Health)

SCHEDULE

CONDITIONS OF CERTIFICATION

Corrective Measures

A written progress report that outlines all actions undertaken by the provider in relation to the following corrective measures against Health and Disability Services Standards (as approved under section 13 of the Act) must be submitted to HealthCERT by the specified due date. The report will inform the Director-General of Health of progress in accordance with the Ministry of Health's requirements. An amended schedule will be issued if progress is not satisfactory

HDS(C)S.2008:1.3.5.2	28/10/20
HDS(C)S.2008:1.3.10.2	28/10/20
HDS(C)S.2008:1.4.2.4	28/10/20
HDS(C)S.2008:1.3.12.1	30/07/20
HDS(C)S.2008:1.2.8.1	30/07/20
HDS(C)S.2008:1.2.9.1	28/10/20
HDS(C)S.2008:1.3.13.2	28/10/20
HDS(C)S.2008:1.4.7.1	28/10/20
HDS(C)S.2008:1.3.8.2	30/07/20
HDS(C)S.2008:1.3.4.2	28/10/20
HDS(C)S.2008:1.1.3.1	28/10/20
HDS(C)S.2008:1.2.7.2	28/10/20
HDS(C)S.2008:1.2.7.5	30/07/20
HDS(C)S.2008:1.2.7.4	28/10/20
HDS(C)S.2008:1.2.3.9	28/10/20
HDS(C)S.2008:1.3.13.5	28/10/20



Conditions

A surveillance audit of the provider must be undertaken by a designated auditing agency by 01 November 2021. The audit report will be forwarded to the Director-General of Health.

The provider is required to advise the Director-General of Health immediately, by written notification, of any change to the manager (as defined in Health and Disability Services Standard 1.2.1.3) of the organisation.

The provider is required to advise the Director-General of Health, by written notification, of the provider's intention to increase the number of beds provided in the organisation, prior to these beds being used to accommodate residents.

The provider is required to advise the Director-General of Health, by written notification, of the provider's intention to reconfigure the kinds of services being provided in any premises listed on this certificate. This includes:

- the addition of any kind of service that was not being provided at the premises at the time of the issue of this certificate
- changes in bed capacity for the kinds of services being provided at the premises at the time of the issue of this certificate
- the addition of any dedicated unit to meet the special needs of a

consumer group, or changes to the bed capacity of the unit.

The provision of Medical Services as defined under the Act must be restricted to patients with disabling conditions of a medical nature and patients undergoing a period of rehabilitation from an injury or illness requiring hospital care but excluding patients who would be admitted with an acute medical condition.

The provision of Maternity Services as defined under the Act must be restricted to inpatient postnatal care. Postnatal care is care the mother and baby receive for a period of twenty-four hours or more after the baby's birth.

The provider must inform the Director-General of Health of any change of designated auditing agency, within one week of such a change occurring.

If requested in writing by the Director-General of Health, the provider must provide any information about the provision of the health or disability services specified in the request.

The Director-General of Health may impose any further condition, or vary any condition, where the Director-General of Health thinks it is necessary or desirable to do so in order to help achieve the purpose of the Act.



Locations

Auckland City Hospital 2 Park Road Grafton Auckland 1023	Auckland 1052
Auckland DHB X 3 Units - Mental Health 2 Park Road Grafton Auckland 1023	Greenlane Clinical Centre 214 Green Lane West Epsom Auckland 1051
Tupu Ora 26 Glanville Terrace Parnell	Buchanan Rehabilitation Centre 27 Sutherland Road Point Chevalier Auckland 1025

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