

Fact sheet

Review and appeals s150/s150A



Council of New South Wales

This fact sheet provides an overview for practitioners' review and appeals rights for decisions made by the Council using their powers under s150 of the *Health Practitioner Regulation National Law (NSW)*.

You should seek advice about your individual circumstances. Your insurer, trade union or an independent lawyer may be able to assist. Council staff can provide information about the process of seeking a review or appeal.

Review

What

You can seek a review if you believe the conditions or suspension imposed on your registration are no longer appropriate.

We will consider how your circumstances have changed since we made the decision.

When

You can seek a review at any time.

Who

The review is handled by us.

How

You can write to our Executive Officer to request a review. To support your request, you should address include material that shows how your circumstances have changed since the conditions or suspension were imposed.

What next

If we consider your application to be frivolous or vexatious we will not proceed with the review.

We will tell you if we are able to consider your application for review, and if so,

- when and how we will consider your review and how you may participate, and
- when you can expect to receive the outcome.

Appeal

What

An appeal is a formal request to change a previous decision, or part of that decision.

When

You have a right to make an appeal, but you must do so within 28 days after you have been notified of the decision.

Who

The NSW Civil and Administrative Tribunal (NCAT) will manage your appeal.

How

To submit an appeal, send your appeal to:

NSW Civil and Administrative Tribunal
Occupational Division
PO Box K1026, Haymarket NSW 1240

You can download the external appeals form from:

www.ncat.nsw.gov.au/Pages/occupational/od_forms.aspx

We recommend that you seek legal advice before making an appeal. If your appeal is unsuccessful, you may have to pay our costs of defending the appeal.

What next

You should direct any questions about the appeal to NCAT. You can obtain further information at:

www.ncat.nsw.gov.au or on 1300 006 228.

NCAT publishes appeal decisions online.