

Queensland



Medical Practitioners Registration Act 2001

MEDICAL PRACTITIONERS REGISTRATION REGULATION 2002

**Reprinted as in force on 8 April 2004
(includes commenced amendments up to 2004 SL No. 34)**

Reprint No. 1D

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

Information about this reprint

This regulation is reprinted as at 8 April 2004. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

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

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.

Queensland



MEDICAL PRACTITIONERS REGISTRATION REGULATION 2002

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MEDICAL PRACTITIONERS REGISTRATION REGULATION 2002

[as amended by all amendments that commenced on or before 8 April 2004]

PART 1—PRELIMINARY

1 Short title

This regulation may be cited as the *Medical Practitioners Registration Regulation 2002*.

2 Commencement

This regulation commences on 1 March 2002.

PART 2—GENERAL REGISTRATION

3 Period of general registration—Act, s 56

For section 56(1) of the Act, the general registration period is a financial year.¹

4 Prescribed internship—Act, s 57

(1) For section 57(1)(b)(i) of the Act, the prescribed internship—

- (a) consists of at least 52 weeks in 1 or more accredited intern training programs or accredited intern training secondment programs; and

¹ See part 6, division 2 for registration for the period from 1 July 2004 to 30 June 2005.

(b) must include at least 10 weeks practical experience and training in each of the following—

- (i) medicine, other than emergency medicine;
- (ii) surgery;
- (iii) emergency medicine.

(2) In this section—

“accredited intern training program” means an intern training program accredited under part 5 of the Act.

“accredited intern training secondment program” means an intern training secondment program accredited under part 5 of the Act.

5 Period for completion of prescribed internship—Act, s 57

For section 57(3)(a)(ii) of the Act, the prescribed period is 3 years.

PART 3—SPECIALIST REGISTRATION

6 Specialties—Act, sch 3, definition “specialty”

For the definition “specialty” in schedule 3 of the Act, a branch of medicine mentioned in schedule 1, column 1 is a specialty.

7 Qualifications for specialist registration—Act, s 111

For section 111(1)(b)(i) of the Act, a qualification for specialist registration in a specialty mentioned in schedule 1, column 1 is a qualification stated opposite the specialty in column 2.

8 Restricted specialist titles—Act, sch 3, definition “restricted specialist title”

For the definition “restricted specialist title” in schedule 3 of the Act, the restricted specialist title for a specialty mentioned in schedule 1, column 1 is a title that consists of, or includes, the words stated opposite the specialty in column 3.

9 Period of specialist registration—Act, s 119

For section 119(1) of the Act, the specialist registration period is a financial year.²

PART 4—FEES**10 Fees**

The fees payable under the Act are stated in schedule 2.

10A Exemption from payment of fee—concurrent general and specialist registration

(1) A general registrant who makes an application for specialist registration is exempt from payment of the specialist registration fee for the application.

(2) A general registrant who is a specialist registrant is exempt from payment of the specialist registration fee for renewal of the registrant's specialist registration.

(3) A person who makes an application for general registration with an application for specialist registration is exempt from payment of the specialist registration fee for the application for specialist registration.

(4) A person who makes an application for restoration of general registration with an application for restoration of specialist registration is exempt from payment of the restoration fee for specialist registration.

10B Waiver of fee—retired practitioner

(1) The board may waive payment of a registration fee or specialist registration fee by a person for a period of registration, if—

- (a) the board is satisfied the person does not earn any income from the practice of the profession; and

² See part 6, division 2 for registration for the period from 1 July 2004 to 30 June 2005.

- (b) the person applies to the board for a waiver of the fee under this section before the period of registration starts; and
- (c) the person holds a pensioner concession card or seniors card on the day of applying for the waiver.

(2) In this section—

“pensioner concession card” means a card known as a pensioner concession card issued under a Commonwealth law.

“seniors card” means a Queensland Government seniors card.

10BA Exemption from payment of fee—non-practising registration

A registrant who makes an application for non-practising registration is exempt from payment of the application fee for the application.

10C Waiver of restoration component—person’s conduct

(1) The board may waive payment of the restoration component of the restoration fee by a person if—

- (a) the board is satisfied no act or omission by the person materially contributed to non-renewal of the person’s registration; and
- (b) the person applies to the board for a waiver of the restoration component under this section when the person applies for restoration of his or her registration.

(2) In this section—

“restoration component” means the amount of \$75.

11 Waiver of fee—financial hardship

The board may waive, wholly or partly, the payment of a fee by a person if the board is satisfied payment of the fee would cause the person financial hardship.

12 Refund of registration fee or specialist registration fee

(1) The board must refund the registration fee or specialist registration fee accompanying a person’s application for registration, or renewal of registration, if—

- (a) the board refuses to grant the application; or
- (b) the person withdraws the application before it is decided.

(2) Subsection (3) applies if, within 3 months after the board decides to register a person or renew a person's registration, the person surrenders the registration.

(3) The board must refund the registration fee or specialist registration fee paid by the person less the amount of—

- (a) if the registration is general registration or special purpose registration—the registration fee for a period of registration of not more than 3 months; or
- (b) if the registration is specialist registration—the specialist registration fee for a period of registration of not more than 3 months.

13 Refund of restoration fee

(1) The board must refund the registration component of a restoration fee accompanying a person's application for restoration of registration if—

- (a) the board refuses to grant the application; or
- (b) the person withdraws the application before it is decided.

(2) Subsection (3) applies if, within 3 months after the board decides to restore a person's registration, the person surrenders the registration.

(3) The board must refund the registration component of the restoration fee paid by the person less the amount of—

- (a) if the registration is general registration—the registration fee for a period of registration of not more than 3 months; or
- (b) if the registration is specialist registration—the specialist registration fee for a period of registration of not more than 3 months.

(4) In this section—

“registration component”, of a restoration fee, means the amount of the restoration fee less \$75.

PART 5—MISCELLANEOUS

14 Notification of change in circumstances—Act, s 155

For section 155 of the Act, each of the following is a change in a registrant's circumstances of which the board must be advised—

- (a) a change in the registrant's name;
- (b) a change in the registrant's address;
- (c) for a special purpose registrant—a change in the way the registrant undertakes the special activity for which the registrant is registered;

Examples of a 'change' for paragraph (c)—

- 1. A registrant undertakes the activity at a different place.
 - 2. A registrant changes the amount of time spent doing the activity.
 - 3. A registrant ceases to do the activity.
- (d) the registrant ceases to be qualified for registration.

PART 6—TRANSITIONAL PROVISIONS

Division 1—Transitional provision for Medical Practitioners Registration Regulation 2002 SL No. 31

15 Transitional provision about certain existing specialties—Act, s 293

For section 293(12) of the Act, a new specialty mentioned in schedule 3, column 1 includes, or is the equivalent of, a previous specialty stated opposite the new specialty in column 2.

Division 2—Transitional provisions for Health Legislation Amendment Regulation (No. 1) 2004

16 Definition for div 2

In this division—

“transitional registration period” means the period from 1 October 2004 to 30 June 2005.

17 Period of general registration—October 2004 to June 2005

Despite section 3,³ for section 56(1) of the Act, the general registration period commencing on 1 October 2004 is the transitional registration period.

18 Period of specialist registration—October 2004 to June 2005

Despite section 9,⁴ for section 119(1) of the Act, the specialist registration period commencing on 1 October 2004 is the transitional registration period.

19 Fees for transitional registration period

Despite section 10, for the transitional registration period, the fees payable under the Act for registration or restoration of registration are the fees stated as follows—

	\$
1. Registration fee—	
(a) for a period of registration of not more than 3 months	73.00
(b) for a period of registration of more than 3 months but not more than 6 months	146.00
(c) for a period of registration of more than 6 months . . .	219.00
2. Specialist registration fee—	
(a) for a period of registration of not more than 3 months	73.00

³ Section 3 (Period of general registration—Act, s 56)

⁴ Section 9 (Period of specialist registration—Act, s 119)

Medical Practitioners Registration Regulation 2002

(b)	for a period of registration of more than 3 months but not more than 6 months	146.00
(c)	for a period of registration of more than 6 months . . .	219.00
3.	Restoration fee for general registration	294.00
4.	Restoration fee for specialist registration	294.00
5.	Registration fee for general registration on internship conditions—for an applicant’s first period of registration, if 6 months or more	146.00

SCHEDULE 1**QUALIFICATIONS FOR SPECIALIST REGISTRATION**

sections 6, 7 and 8

Specialty	Qualification	Restricted Specialist Title
Anaesthetics	Fellowship of Australian and New Zealand College of Anaesthetists (FANZCA)	Anaesthetist
Anatomical pathology	Fellowship of Royal College of Pathologists of Australasia (FRCPA)	Anatomical pathologist
Cardiology	Fellowship of Royal Australasian College of Physicians (FRACP)	Cardiologist
Cardio-thoracic surgery	Fellowship of Royal Australasian College of Surgeons (FRACS)	Cardio-thoracic surgeon
Chemical pathology	Fellowship of Royal College of Pathologists of Australasia (FRCPA)	Chemical pathologist
Clinical genetics	Fellowship of Royal Australasian College of Physicians (FRACP)	Clinical geneticist
Clinical haematology	Fellowship of Royal Australasian College of Physicians (FRACP)	Clinical haematologist
Clinical immunology	Fellowship of Royal Australasian College of Physicians (FRACP)	Clinical immunologist
Clinical pharmacology	Fellowship of Royal Australasian College of Physicians (FRACP)	Clinical pharmacologist
Dermatology	Fellowship of Australasian College of Dermatologists (FACD)	Dermatologist
Diagnostic radiology	Fellowship of Royal Australian and New Zealand College of Radiologists (FRANZCR)	Diagnostic radiologist

SCHEDULE 1 (continued)

Specialty	Qualification	Restricted Specialist Title
Emergency medicine	Fellowship of Australasian College for Emergency Medicine (FACEM)	Specialist in emergency medicine
Endocrinology	Fellowship of Royal Australasian College of Physicians (FRACP)	Endocrinologist
Gastroenterology	Fellowship of Royal Australasian College of Physicians (FRACP)	Gastroenterologist
General surgery	Fellowship of Royal Australasian College of Surgeons (FRACS)	Surgeon
Geriatrics	Fellowship of Royal Australasian College of Physicians (FRACP)	Geriatrician
Gynaecological oncology	Fellowship of Royal Australian and New Zealand College of Obstetricians and Gynaecologists (FRANZCOG) with certification in gynaecological oncology (CGO)	Gynaecological oncologist
Haematology	Fellowship of Royal College of Pathologists of Australasia (FRCPA)	Haematologist
Immunopathology	Fellowship of Royal College of Pathologists of Australasia (FRCPA)	Immunopathologist
Infectious diseases	Fellowship of Royal Australasian College of Physicians (FRACP)	Infectious diseases physician
Intensive care	Fellowship of Royal Australasian College of Physicians (FRACP) Fellowship of Faculty of Intensive Care, Australian and New Zealand College of Anaesthetists (FFICANZCA) Fellowship of the Joint Faculty of Intensive Care Medicine, Australian and New Zealand College of Anaesthetists, Royal Australasian College of Physicians (FJFICM)	Intensive care specialist or intensivist

SCHEDULE 1 (continued)

Specialty	Qualification	Restricted Specialist Title
Internal medicine	Fellowship of Royal Australasian College of Physicians (FRACP)	Physician
Medical administration	Fellowship of Royal Australian College of Medical Administrators (FRACMA)	Specialist in medical administration
Medical genetics	Fellowship of Royal College of Pathologists of Australasia (FRCPA)	Medical geneticist
Medical microbiology	Fellowship of Royal College of Pathologists of Australasia (FRCPA)	Medical microbiologist
Medical oncology	Fellowship of Royal Australasian College of Physicians (FRACP)	Medical oncologist
Neurology	Fellowship of Royal Australasian College of Physicians (FRACP)	Neurologist
Neurosurgery	Fellowship of Royal Australasian College of Surgeons (FRACS)	Neurosurgeon
Nuclear medicine	Fellowship of Royal Australasian College of Physicians (FRACP)	Nuclear physician
Nuclear medicine	Fellowship of Royal Australian and New Zealand College of Radiologists (FRANZCR)	Specialist in nuclear medicine
Obstetrics and gynaecology	Fellowship of Royal Australian and New Zealand College of Obstetricians and Gynaecologists (FRANZCOG)	Obstetrician and gynaecologist
Occupational medicine	Fellowship of Australasian Faculty of Occupational Medicine (FAFOM)	Specialist in occupational medicine

SCHEDULE 1 (continued)

Specialty	Qualification	Restricted Specialist Title
Ophthalmology	Fellowship of Royal Australasian College of Surgeons (FRACS) Fellowship of Royal Australian College of Ophthalmologists (FRACO) Fellowship of Royal Australian and New Zealand College of Ophthalmologists (FRANZCO)	Ophthalmologist
Orthopaedics	Fellowship of Royal Australasian College of Surgeons (FRACS)	Orthopaedic surgeon
Otolaryngology— head and neck surgery	Fellowship of Royal Australasian College of Surgeons (FRACS)	Otolaryngologist— head and neck surgeon
Paediatrics	Fellowship of Royal Australasian College of Physicians (FRACP)	Paediatrician
Paediatric surgery	Fellowship of Royal Australasian College of Surgeons (FRACS)	Paediatric surgeon
Pathology	Fellowship of Royal College of Pathologists of Australasia (FRCPA)	Pathologist
Plastic and reconstructive surgery	Fellowship of Royal Australasian College of Surgeons (FRACS)	Plastic and reconstructive surgeon
Psychiatry	Fellowship of Royal Australian and New Zealand College of Psychiatrists (FRANZCP)	Psychiatrist
Public health medicine	Fellowship of Australasian Faculty of Public Health Medicine (FAFPHM)	Specialist in public health
Radiation oncology	Fellowship of Royal Australian and New Zealand College of Radiologists (FRANZCR)	Radiation oncologist
Rehabilitation medicine	Fellowship of Australasian Faculty of Rehabilitation Medicine (FAFRM)	Specialist in rehabilitation medicine

SCHEDULE 1 (continued)

Specialty	Qualification	Restricted Specialist Title
Renal medicine	Fellowship of Royal Australasian College of Physicians (FRACP)	Renal physician
Rheumatology	Fellowship of Royal Australasian College of Physicians (FRACP)	Rheumatologist
Thoracic medicine	Fellowship of Royal Australasian College of Physicians (FRACP)	Thoracic physician
Urology	Fellowship of Royal Australasian College of Surgeons (FRACS)	Urologist
Vascular surgery	Fellowship of Royal Australasian College of Surgeons (FRACS)	Vascular surgeon

SCHEDULE 2**FEES**

section 10

	\$
1. Application fee for general registration, special purpose registration or non-practising registration	124.00
2. Specialist application fee	124.00
3. Registration fee—	
(a) for a period of registration of not more than 3 months	73.00
(b) for a period of registration of more than 3 months but not more than 6 months	146.00
(c) for a period of registration of more than 6 months but not more than 1 year	292.00
(d) for general registration on internship conditions—for an applicant’s first period of registration, if 6 months or more.	146.00
4. Specialist registration fee—	
(a) for a period of registration of not more than 3 months	73.00
(b) for a period of registration of more than 3 months but not more than 6 months	146.00
(c) for a period of registration of more than 6 months but not more than 1 year	292.00
5. Restoration fee for general registration	367.00
6. Restoration fee for specialist registration	367.00
7. Application for review of conditions	103.00
8. Notice of completion of internship or supervised practice program fee	124.00
9. Replacement of certificate of registration	26.00
10. Certified copy of certificate of registration	26.00
11. Replacement of accreditation certificate	26.00
12. Copy of the register or part of it—for each page.50

SCHEDULE 3**TRANSITIONAL ARRANGEMENTS FOR CERTAIN
EXISTING SPECIALTIES**

section 15

New specialty

Anatomical pathology

Chemical pathology

Immunopathology

Intensive care

Otolaryngology—head and neck surgery

Previous specialtyCytopathology or
forensic pathology

Clinical chemistry

Immunology

Intensive care—
anaestheticsIntensive care—internal
medicine

Otorhinolaryngology

ENDNOTES

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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 8 April 2004. Future amendments of the Medical Practitioners Registration Regulation 2002 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

TABLE OF REPRINTS

Reprint No.	Amendments included	Effective	Reprint date
1 rv	to 2003 SL No. 250	1 March 2002	1 March 2002 (Column discontinued) Notes
1A rv	to 2003 SL No. 250	31 July 2002	
1B rv	to 2003 SL No. 250	25 July 2003	
1C rv	to 2003 SL No. 250	1 October 2003	
1D	to 2004 SL No. 34	8 April 2004	

5 List of legislation

Medical Practitioners Registration Regulation 2002 SL No. 31

made by the Governor in Council on 28 February 2002

notfd gaz 1 March 2002 pp 850–2

ss 1–2 commenced on date of notification

remaining provisions commenced 1 March 2002 (see s 2)

exp 1 September 2012 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

Medical Practitioners Registration Amendment Regulation (No. 1) 2002 SL No. 184

notfd gaz 26 July 2002 pp 1212–13

ss 1–2 commenced on date of notification

remaining provisions commenced 31 July 2002 (see s 2)

Health Practitioner Legislation Amendment Regulation (No. 1) 2003 SL No. 171 pts 1, 4

notfd gaz 25 July 2003 pp 1100–2

ss 1–2 commenced on date of notification

s 9 commenced 1 October 2003 (see s 2)

remaining provisions commenced on date of notification

Medical Practitioners Registration Amendment Regulation (No. 1) 2003 SL No. 250

notfd gaz 24 October 2003 pp 624–5

ss 1–2 commenced on date of notification

remaining provisions commenced 1 March 2002 (see s 2)

Health Legislation Amendment Regulation (No. 1) 2004 SL No. 34 pts 1, 7
 notfd gaz 8 April 2004 pp 1391–3
 commenced on date of notification

6 List of annotations

Period of general registration—Act, s 56
 s 3 amd 2004 SL No. 34 s 36

Period of specialist registration—Act, s 119
 s 9 amd 2004 SL No. 34 s 37

Exemption from payment of fee—concurrent general and specialist registration
 s 10A ins 2002 SL No. 184 s 4

Waiver of fee—retired practitioner
 s 10B prev s 10B ins 2002 SL No. 184 s 4
 om 2003 SL No. 171 s 8
 pres s 10B ins 2004 SL No. 34 s 38

Exemption from payment of fee—non-practising registration
 s 10BA ins 2004 SL No. 34 s 38

Waiver of restoration component—person’s conduct
 s 10C ins 2002 SL No. 184 s 4

PART 6—TRANSITIONAL PROVISIONS
 pt hdg sub 2004 SL No. 34 s 39

**Division 1—Transitional provision for Medical Practitioners Registration Regulation
 2002 SL No. 31**
 div hdg ins 2004 SL No. 34 s 39

Transitional provision about certain existing specialties—Act, s 293
 s 15 amd 2003 SL No. 250 s 4 (retro)

**Division 2—Transitional provisions for Health Legislation Amendment Regulation
 (No. 1) 2004**
 div hdg ins 2004 SL No. 34 s 40

Definition for div 2
 s 16 prev s 16 om R1 (see RA s 40)
 pres s 16 ins 2004 SL No. 34 s 40

Period of general registration—October 2004 to June 2005
 s 17 ins 2004 SL No. 34 s 40

Period of specialist registration—October 2004 to June 2005
 s 18 ins 2004 SL No. 34 s 40

Fees for transitional registration period
 s 19 ins 2004 SL No. 34 s 40

PART 7—CONSEQUENTIAL AMENDMENTS**pt hdg** om R1 (see s 7(1)(k))**SCHEDULE 1—QUALIFICATIONS FOR SPECIALIST REGISTRATION**

amd 2003 SL No. 171 s 9

SCHEDULE 2—FEES

amd 2002 SL No. 184 s 5

sub 2003 SL No. 171 s 10

amd 2004 SL No. 34 s 41

SCHEDULE 3—TRANSITIONAL ARRANGEMENTS FOR CERTAIN EXISTING SPECIALTIES**sch hdg** amd 2003 SL No. 250 s 5(1) (retro)**sch 3** amd 2003 SL No. 250 s 5(2)–(3) (retro)**SCHEDULE 4—CONSEQUENTIAL AMENDMENTS**

om R1 (see RA s 40)

7 Information about retrospectivity

Retrospective amendments that have been consolidated are noted in the list of legislation and list of annotations. Any retrospective amendment that has not been consolidated is noted in footnotes to the text.