

Queensland



Subordinate Legislation 1999 No. 8

Health Act 1937

**HEALTH (DRUGS AND POISONS)
AMENDMENT REGULATION (No. 1) 1999**

TABLE OF PROVISIONS

Section		Page
1	Short title	2
2	Regulation amended	2
3	Insertion of new s 59A	2
	59A Indigenous health workers	2
4	Amendment of s 67 (Registered nurses)	2
5	Replacement of s 164A (Indigenous health workers)	2
	164A Indigenous health workers	3
6	Amendment of s 175 (Registered nurses)	3
7	Omission of s 188A (Naltrexone)	3
8	Replacement of s 252A (Indigenous health workers)	3
	252A Indigenous health workers	3
9	Amendment of s 263 (Registered nurses)	4
10	Amendment of appendix 9 (Dictionary)	4

Short title

1. This regulation may be cited as the *Health (Drugs and Poisons) Amendment Regulation (No. 1) 1999*.

Regulation amended

2. This regulation amends the *Health (Drugs and Poisons) Regulation 1996*.

Insertion of new s 59A

3. After section 59—

insert—

‘Indigenous health workers

‘59A. An indigenous health worker, while practising in an Aboriginal or Torres Strait Islander community in an isolated practice area, is authorised—

- (a) to obtain and possess a controlled drug; or
- (b) to administer a controlled drug, under an approved drug therapy protocol, on a doctor’s oral or written instruction.’.

Amendment of s 67 (Registered nurses)

4.(1) Section 67(3) and (4)—

omit, insert—

‘(3) To the extent necessary to practise nursing at a hospital within an isolated practice area, a registered nurse is authorised to supply a controlled drug, on a doctor’s oral or written instruction, to a person being discharged from the hospital or to an outpatient of the hospital.’.

Replacement of s 164A (Indigenous health workers)

5. Section 164A—

omit, insert—

‘Indigenous health workers

‘**164A.** An indigenous health worker, while practising in an Aboriginal or Torres Strait Islander community in an isolated practice area, is authorised—

- (a) to obtain and possess a restricted drug; or
- (b) to administer or supply a restricted drug, under an approved drug therapy protocol, on a doctor’s instruction.’.

Amendment of s 175 (Registered nurses)

6.(1) Section 175(2A)—

omit, insert—

‘**(2A)** To the extent necessary to practise nursing at a hospital within an isolated practice area, a registered nurse is authorised to supply a restricted drug, on a doctor’s instruction, to a person being discharged from the hospital or to an outpatient of the hospital.’.

(2) Section 175(5)—

omit.

Omission of s 188A (Naltrexone)

7. Section 188A—

omit.

Replacement of s 252A (Indigenous health workers)

8. Section 252A—

omit, insert—

‘Indigenous health workers

‘**252A.** An indigenous health worker, while practising in an Aboriginal or Torres Strait Islander community in an isolated practice area, is authorised to administer or supply an S2 or S3 poison under an approved drug therapy protocol.’.

Amendment of s 263 (Registered nurses)**9.** Section 263(4)—

omit, insert—

‘(3) To the extent necessary to practise nursing at a hospital within an isolated practice area, a registered nurse is authorised to supply an S2 or S3 poison, on a doctor’s instruction, to a person being discharged from the hospital or to an outpatient of the hospital.’.

Amendment of appendix 9 (Dictionary)**10.(1)** Appendix 9—

insert—

‘**“indigenous health worker”** means a person who—

- (a) holds a Diploma of Health Science ATSI Primary Health Care (Generalist) ASF 5 from a college of technical and further education or an approved equivalent qualification; and
- (b) has successfully completed the North Queensland Rural Health Training Unit Isolated Practice *Health (Drugs and Poisons) Regulation 1996* Course or an approved equivalent course of training for the accreditation of registered nurses for practice in an isolated practice area; and
- (c) practises in an Aboriginal or Torres Strait Islander community within an isolated practice area where there is no resident doctor or registered nurse.’.

(2) Appendix 9, definition “isolated practice area”, paragraph (aa)—

omit, insert—

‘(aa) a place that is at Cow Bay, Marpuna or Weipa; or’.

ENDNOTES

1. Made by the Governor in Council on 18 February 1999.
2. Notified in the gazette on 19 February 1999.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Health.