

Queensland



Subordinate Legislation 2004 No. 27

Dental Practitioners Registration Act 2001

Health Act 1937

Radiation Safety Act 1999

DENTAL PRACTITIONERS REGISTRATION AND OTHER LEGISLATION AMENDMENT REGULATION (No. 1) 2004

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1 Short title

This regulation may be cited as the *Dental Practitioners Registration and Other Legislation Amendment Regulation (No. 1) 2004*.

2 Commencement

Sections 3(2) and 7 and the schedule commence on 1 July 2004.

3 Regulations amended

(1) This regulation (other than the schedule) amends the *Dental Practitioners Registration Regulation 2001*.

(2) The schedule amends the regulations mentioned in it.

4 Insertion of new pt 3A

After section 8—

insert—

‘PART 3A—DENTAL AUXILIARY REGISTRATION

‘8A Qualifications for dental auxiliary registration—Act, s 133C

‘(1) For section 133C(1)(a) of the Act, a qualification stated in schedule 2A, part 1, column 1, and conferred or awarded by the educational institution stated in column 2 for the qualification, is a qualification for dental auxiliary registration in the category of dental therapy.

‘(2) For section 133C(1)(a) of the Act, a qualification stated in schedule 2A, part 2, column 1, and conferred or awarded by the educational institution stated in column 2 for the qualification, is a qualification for dental auxiliary registration in the category of dental hygiene.

‘8B Period of registration—Act, ss 56 and 133G

‘For sections 56(1) and 133G(1)(b) of the Act, the dental auxiliary registration period is a financial year.’

5 Replacement of s 11 (Refund of registration fee or specialist registration fee)

Section 11—

omit, insert—

‘11 Refund of registration fee, specialist registration fee or dental auxiliary registration fee

‘(1) The board must refund the 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 paid by the person less the amount of the registration fee for the registration for a period of registration of not more than 3 months.’.

6 Amendment of s 12 (Refund of restoration fee)

Section 12(3)—

omit, insert—

‘(3) The board must refund the registration component of the restoration fee paid by the person less the amount of the registration fee for the registration for a period of registration of not more than 3 months.’.

7 Amendment of s 14 (Prescribed designations and duties of operative dental auxiliaries)

Section 14(2), (7) and (7A)—

omit.

8 Replacement of pt 6 hdg (Transitional provision)

Part 6 heading—

omit, insert—

‘PART 6—TRANSITIONAL PROVISIONS

‘Division 1—Transitional provision for Dental Practitioners Registration Regulation 2001 SL No. 264’.

9 Insertion of new pt 6, div 2

After section 15—

insert—

‘Division 2—Transitional provisions for Dental Practitioners Registration Amendment Regulation (No. 00) 2004

‘16 Transitional provision about certain persons—dental therapy

‘(1) This section applies to a person who, before 1 July 2004—

- (a) had satisfactorily completed a course of training at a school dental therapists training centre conducted by the department; or
- (b) had satisfactorily completed—
 - (i) another course of training for dental therapists; and
 - (ii) a retraining or re-entry course approved by the board.

‘(2) For section 133C(1)(a) of the Act, the person is taken to have a qualification prescribed for registration as a dental auxiliary in the category of dental therapy.

‘17 Transitional provision about certain other persons—dental therapy

‘(1) This section applies to a person who—

- (a) before 1 July 2004—
 - (i) held a Diploma in Dental Therapy conferred or awarded by the University of Adelaide; or

- (ii) had satisfactorily completed a course of training for school dental therapists approved by the Minister of Health, South Australia; and
- (b) was, immediately before 1 July 2004, employed by the department.

‘(2) For section 133C(1)(a) of the Act, the person is taken to have a qualification prescribed for registration as a dental auxiliary in the category of dental therapy.

‘(3) This section expires on 31 December 2004.

‘18 Transitional provision about certain persons—dental hygiene

‘(1) This section applies to a person who, before 1 July 2004—

- (a) had satisfactorily completed a course of dental hygienist training at the School of Para Dental Studies, Gilles Plains Community College, South Australia; or
- (b) had satisfactorily completed—
 - (i) another course of training for dental hygienists; and
 - (ii) passed an examination set by or for the board, or recognised by the board.

‘(2) For section 133C(1)(a) of the Act, the person is taken to have a qualification prescribed for registration as a dental auxiliary in the category of dental hygiene.’.

10 Insertion of new sch 2A

After schedule 2—

insert—

‘SCHEDULE 2A—QUALIFICATIONS FOR DENTAL AUXILIARY REGISTRATION

section 8A

‘PART 1—DENTAL THERAPY

Column 1	Column 2
Qualification	Institution
Bachelor of Applied Health Science (Oral Health)	University of Queensland
Diploma of Dental Therapy	College of Dental Therapy, Westmead Centre for Oral Health
Diploma of Oral Health Therapy	University of Melbourne
Associate Degree in Dental Therapy	Curtin University of Technology

‘PART 2—DENTAL HYGIENE

Column 1	Column 2
Qualification	Institution
Bachelor of Applied Health Science (Oral Health)	University of Queensland
The Academic Upgrade Course for School Dental Therapists	University of Queensland
A program in dental hygiene practice for Australian Defence Force Trained dental hygienists	University of Queensland
Diploma of Oral Health Therapy	University of Melbourne

Column 1	Column 2
Qualification	Institution
Diploma of Dental Hygiene	Torrens Valley Institute of TAFE
Associate Degree in Dental Hygiene	Curtin University of Technology’.

11 Replacement of sch 3 (Fees)

Schedule 3—

omit, insert—

‘SCHEDULE 3

‘FEES

section 9

	\$
1. Application fee for general registration, special purpose registration or dental auxiliary registration	110.00
2. Application fee for specialist registration	131.00
3. Registration fee for general registration or special purpose registration—	
(a) for a period of registration of not more than 3 months	65.00
(b) for a period of registration of more than 3 months but not more than 6 months	130.00
(c) for a period of registration of more than 6 months but not more than 1 year	260.00
4. Registration fee for specialist registration—	
(a) for a period of registration of not more than 3 months	22.00
(b) for a period of registration of more than 3 months but not more than 6 months	44.00
(c) for a period of registration of more than 6 months but not more than 1 year	87.00
5. Registration fee for dental auxiliary registration—	

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	\$
(a) for a period of registration of not more than 3 months	55.00
(b) for a period of registration of more than 3 months but not more than 6 months	110.00
(c) for a period of registration of more than 6 months but not more than 1 year	220.00
6. Restoration fee for general registration	335.00
7. Restoration fee for specialist registration	162.00
8. Restoration fee for dental auxiliary registration	295.00
9. Application for review of conditions	110.00
10. Replacement of certificate of registration	27.00
11. Certified copy of certificate of registration	27.00
12. Copy of the register or part of it—for each page.55.

SCHEDULE

AMENDMENTS OF REGULATIONS

section 3(2)

HEALTH (DRUGS AND POISONS) REGULATION 1996

- 1 Section 177, heading—**
omit, insert—
‘177 Dental therapists’.

- 2 Section 177(1), from ‘A school’ to ‘2001’—**
omit, insert—
‘A dental therapist’.

- 3 Section 177(2) and (3), ‘school’—**
omit.

- 4 Section 248, from ‘performing’ to ‘2001’—**
omit.

- 5 Section 264, heading—**
omit, insert—
‘264 Dental therapists’.

- 6 Section 264(1), from ‘A school’ to ‘2001’—**
omit, insert—
‘A dental therapist’.

SCHEDULE (continued)

7 Section 264(2) and (3), ‘school’—

omit.

8 Appendix 9—

insert—

‘ **“dental hygienist”** means a person registered under the *Dental Practitioners Registration Act 2001* as a dental auxiliary registrant in the category of dental hygiene.

“dental therapist” means a person registered under the *Dental Practitioners Registration Act 2001* as a dental auxiliary registrant in the category of dental therapy.’.

9 Appendix 9, definition “dentist”, after ‘2001’—

insert—

‘, other than a person registered as a dental auxiliary registrant’.

HEALTH REGULATION 1996

1 Section 137(1), definition “dentist”, after ‘2001’—

insert—

‘, other than a person registered as a dental auxiliary registrant’.

RADIATION SAFETY REGULATION 1999

1 Schedule 3A, items 1, 4, 16 and 23, column headed ‘Authorised person’, after ‘2001’—

insert—

‘, other than a person registered as a dental auxiliary registrant’.

SCHEDULE (continued)

2 Schedule 3A, item 2, column headed ‘Authorised person’, from ‘A person’ to ‘therapist,’—

omit, insert—

‘A dental auxiliary registrant in the category of dental therapy’.

ENDNOTES

1. Made by the Governor in Council on 1 April 2004.
2. Notified in the gazette on 2 April 2004.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Health.