

# Impact Analysis Statement

## Summary IAS

### Details

<b>Lead department</b>	Queensland Health
<b>Name of the proposal</b>	<i>Health and Other Legislation Amendment Regulation 2025</i>
<b>Submission type</b>	Summary IAS
<b>Title of related legislative or regulatory instrument</b>	<i>Hospital and Health Boards Regulation 2023</i> <i>Hospital Foundations Regulation 2018</i> <i>Mental Health Regulation 2017</i> <i>Public Health Regulation 2018</i> <i>State Penalties Enforcement Regulation 2014</i>
<b>Date of issue</b>	April 2025

<b>Proposal type</b>	<b>Details</b>
<b>Minor and machinery in nature</b>	<p>The <i>Health and Other Legislation Amendment Regulation 2025</i> (Amendment Regulation) amends the <i>Hospital and Health Boards Regulation 2023</i>, <i>Mental Health Regulation 2017</i>, <i>Hospital Foundations Regulation 2018</i>, <i>Public Health Regulation 2018</i> and <i>State Penalties Enforcement Regulation 2014</i> to make minor and technical amendments. The amendments ensure that Queensland legislation aligns with other States and Territories, reduce the administrative burden on Queensland Health (the Department), improve access to health services, and removes an inadvertent legislative duplication.</p> <p>The amendments are minor and machinery in nature and are unlikely to result in significant adverse impacts. The Department has identified that no further regulatory impact analysis is required under the Queensland Government Better Regulation Policy.</p> <p><b>Hospital and Health Boards Regulation</b></p> <p>The proposed amendment to the Hospital and Health Boards Regulation will recognise an agreement between the Chief Executive of the Department and the Department of Transport and Main Roads (DTMR). This agreement permits the disclosure of confidential information related to road crash data without having to obtain case-by-case written approval. The Amendment Regulation will amend schedule 8, part 2 of the Hospital and Health Boards Regulation to prescribe the agreement between the Department and DTMR. This will streamline data sharing between agencies and</p>

	<p>increase understanding of serious road crash injuries with the aim of progressively improving road safety for Queensland.</p> <p><b>Hospital Foundations Regulation</b></p> <p>The Amendment Regulation will rename the ‘Ipswich Hospital Foundation’ as the ‘West Moreton Health Foundation’. Amending schedule 1 of the Hospital Foundations Regulation to replace ‘Ipswich Hospital Foundation’ with ‘West Moreton Health Foundation’ will ensure the West Moreton community is better represented, assisting in improving outreach efforts and improve the Foundation’s ability to secure critical funding from regional stakeholders and local residents.</p> <p><b>Mental Health Regulation</b></p> <p>The proposed amendments to the Mental Health Regulation will update corresponding law references to ensure references to corresponding laws of other States and Territories are current and accurate.</p> <p>The Amendment Regulation will update the out-of-date corresponding laws referenced in section 368(1)(b) and (5), and 513 of the <i>Mental Health Act 2016</i> by amending schedule 1 of the Mental Health Regulation to replace the <i>Criminal Law (Mentally Impaired Accused) Act 1996 (WA)</i> with the <i>Criminal Law (Mental Impairment) Act 2023 (WA)</i>, and the <i>Mental Health (Forensic Provisions) Act 1990 (NSW)</i> with the <i>Mental Health and Cognitive Impairment Forensic Provisions Act 2020 (NSW)</i>.</p> <p><b>Public Health Regulation</b></p> <p><u>Queensland Cancer Register</u></p> <p>The proposed amendments to the Public Health Regulation prescribe technical requirements for new notifications required to be made to the Queensland Cancer Register (QCR). These amendments will modernise and increase the data available to QCR by amending section 45, paragraphs (a) and (b) of the Public Health Regulation to insert ‘skin without perineural or lymphovascular invasion or metastasis’.</p> <p>This amendment will have the effect of ensuring only basal cell carcinoma of the skin (BCCs) and squamous cell carcinoma of the skin (SCCs) <i>without</i> perineural or lymphovascular invasion or metastasis remain non-notifiable. BCCs and SCC of the skin <i>with</i> perineural or lymphovascular invasion or metastasis will be a notifiable cancer. Section 47 of the Public Health Regulation will also be amended to prescribe timeframes in which notifications about patients who have received cancer-related treatments, cancer diagnoses or deaths, and data on treatment episodes in hospitals must be made to QCR. The Amendment Regulation will support the QCR to:</p> <ul style="list-style-type: none"> <li>• collect more accurate data;</li> <li>• inform an understanding of cancer;</li> </ul>
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	<ul style="list-style-type: none"> <li>• analyse the use of treatments; and</li> <li>• develop strategies and education programs regarding cancer.</li> </ul> <p><u><i>Vibrio parahaemolyticus</i></u></p> <p>The Amendment Regulation will amend Schedule 1 of the Public Health Regulation to insert <i>Vibrio parahaemolyticus</i> as a pathological diagnosis notifiable condition. The Amendment Regulation will ensure Queensland is aligned with the National Notifiable Disease List and will improve detection of outbreaks and facilitate timely public health action to control outbreaks.</p> <p><u>Monkeypox (MPX)</u></p> <p>The Amendment Regulation will amend schedules 1 and 2 of the Public Health Regulation to replace ‘monkeypox (MPX)’ with ‘mpox’, in accordance with the World Health Organization’s revised naming to destigmatise the disease. The amendments will also ensure Queensland is aligned with other States and Territories’ naming of mpox in public health legislation.</p> <p><b>State Penalties Enforcement Regulation</b></p> <p>The Amendment Regulation will update the penalty amounts prescribed in Schedule 1 of the State Penalties Enforcement Regulation for offences under sections 161(1) and 161(2) of the <i>Tobacco and Other Smoking Products Act 1998</i> by removing the outdated references to 20 penalty units for individuals and 100 penalty units for corporations.</p>
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[Signed by David Rosengren]

[Signed by the Honourable Tim Nicholls MP]

Dr David Rosengren  
 Director-General  
 Queensland Health

The Honourable Tim Nicholls MP  
 Minister for Health and Ambulance Services

Date: 03 / 04 / 2025

Date: 11 / 04 / 2025