



Queensland

Health Legislation Amendment Regulation 2022

Subordinate Legislation 2022 No. 87

made under the

Hospital and Health Boards Act 2011

Mental Health Act 2016

Public Health Act 2005

Radiation Safety Act 1999

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Health Legislation Amendment Regulation 2022*.

2 Commencement

The following provisions commence on 1 July 2022—

- (a) part 2;
- (b) sections 8 to 10;
- (c) part 5.

Part 2 Amendment of Hospital and Health Boards Regulation 2012

3 Regulation amended

This part amends the *Hospital and Health Boards Regulation 2012*.

4 Replacement of s 34A (Prescribed health practitioner—Act, s 139)

Section 34A—

omit, insert—

34A Prescribed health professionals—Act, s 139

For section 139 of the Act, definition *prescribed health professional*, paragraph (a), the following health professionals are prescribed—

- (a) a health professional—
 - (i) who is registered under the Health Practitioner Regulation National Law

[s 5]

- in a health profession mentioned in schedule 2C, part 1, column 1; and
- (ii) whose registration under that Law is of a type mentioned opposite in schedule 2C, part 1, column 2;
- (b) a health professional who—
 - (i) provides a health service mentioned in schedule 2C, part 2, column 1; and
 - (ii) satisfies the condition for provision of the health service mentioned opposite in schedule 2C, part 2, column 2.

5 Amendment of sch 2C (Prescribed health practitioners)

- (1) Schedule 2C, heading, ‘practitioners’—

omit, insert—

professionals

- (2) Schedule 2C, before the table—

insert—

Part 1

Health professionals registered under the Health Practitioner Regulation National Law

- (3) Schedule 2C, after part 1—

insert—

Part 2

Other health professionals

Column 1	Column 2
Health service	Condition
audiology	The health professional is— (a) an Audiology Australia Accredited Audiologist; or (b) an audiologist who is a Full/Ordinary member of the Australian College of Audiology; or (c) an audiologist who is a Fellow of the Australian College of Audiology.
dietetics	The health professional is accredited, by Dietitians Australia, as— (a) a Provisional Accredited Practising Dietitian; or (b) a Full Accredited Practising Dietitian; or (c) an Advanced Accredited Practising Dietitian; or (d) a Fellow of Dietitians Australia.
exercise physiology	The health professional is accredited, by Exercise and Sports Science Australia, as an Accredited Exercise Physiologist.
orthoptics	The health professional— (a) is registered with the Australian Orthoptic Board; and (b) is a member of Orthoptics Australia.
orthotics/prosthetics	The health professional is certified by the Australian Orthotic Prosthetic Association as a Certified Orthotist/Prosthetist.
social work	The health professional is an ordinary member of the Australian Association of Social Workers, other than a retired ordinary member.

renumber as section 4(1)(a) to (d).

- (3) Section 4(2)—

insert—

general registration means general registration in the medical profession under the Health Practitioner Regulation National Law.

8 Amendment of sch 1, s 1 (Corresponding laws for provisions of Act relating to transfer of patients or transport of persons)

- (1) Schedule 1, section 1, heading, after ‘laws for’—

insert—

particular

- (2) Schedule 1, section 1(2), definition *relevant provision*, first dot point, ‘section 355(7)’—

omit, insert—

section 355(8)

- (3) Schedule 1, section 1(2), definition *relevant provision*, second last and last dot points—

omit, insert—

- section 520(2)(b)(iii)
- section 527(2)(b)(iii).

9 Amendment of sch 1, s 2 (Corresponding laws for Act, s 368(1)(b) and (2))

- (1) Schedule 1, section 2, ‘and (2)’—

omit, insert—

and (5)

- (2) Schedule 1, section 2, last dot point, after ‘warrant’—

insert—

[s 10]

or another document (however described)

10 Omission of sch 1, s 4 (Corresponding laws for Act, ss 513 and 521, definition *interstate transfer requirements*)

Schedule 1, section 4—

omit.

Part 4 Amendment of Public Health Regulation 2018

11 Regulation amended

This part amends the *Public Health Regulation 2018*.

12 Insertion of new s 49D

After section 49C—

insert—

49D Prescribed agreement—Act, s 279AO

For section 279AO(1)(b) of the Act, the agreement mentioned in schedule 3, part 4 is prescribed.

13 Amendment of sch 1 (Notifiable conditions)

Schedule 1—

insert—

monkeypox
(MPX)

• •

14 Amendment of sch 2 (Immediate notifications)

Schedule 2—

insert—

monkeypox (MPX)

15 Amendment of sch 3 (Agreements)

(1) Schedule 3, authorising provision, ‘44 and 48’—

omit, insert—

44, 48 and 49D

(2) Schedule 3—

insert—

Part 4 Confidentiality of information relating to notifiable dust lung diseases

- The agreement dated 11 February 2022 called ‘Agreement pursuant to section 279AO of the *Public Health Act 2005* (Qld)’ between the State of Queensland acting through Queensland Health and Resources Safety and Health Queensland.

Part 5 Amendment of Radiation Safety Regulation 2021

16 Regulation amended

This part amends the *Radiation Safety Regulation 2021*.

17 Replacement of s 68 (Documents relating to proof of identity—Act, s 51)

Section 68—

[s 18]

omit, insert—

68 Applications requiring proof of identity—Act, s 51

For section 51(2) of the Act, the following Act instruments are prescribed—

- (a) a licence;
- (b) an accreditation certificate;
- (c) a radiation safety officer certificate.

18 Omission of sch 7 (Proof of identity documents)

Schedule 7—

omit.

ENDNOTES

- 1 Made by the Governor in Council on 23 June 2022.
- 2 Notified on the Queensland legislation website on 24 June 2022.
- 3 The administering agency is Queensland Health.

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