



Queensland

Health (Drugs and Poisons) Amendment Regulation (No. 1) 2010

Subordinate Legislation 2010 No. 113

made under the

Health Act 1937

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1 Short title

This regulation may be cited as the *Health (Drugs and Poisons) Amendment Regulation (No. 1) 2010*.

2 Regulation amended

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

3 Replacement of s 81 (Oral prescription)

Section 81—

omit, insert—

‘81 Oral prescription

‘(1) A prescriber may give a dispenser an oral prescription for a controlled drug the prescriber is endorsed to prescribe.

‘(2) Within 24 hours after giving the oral prescription, the prescriber must ensure a paper prescription for the drug is sent by facsimile transmission to the dispenser.

Maximum penalty—20 penalty units.

‘(3) Within 7 days after giving the oral prescription, the prescriber must send a paper prescription by post or by hand or send an electronic prescription for the drug to the dispenser.

Maximum penalty—40 penalty units.

‘(4) If the dispenser does not receive a paper or electronic prescription for the drug from the prescriber within 14 days after being given the oral prescription, the dispenser must immediately give a written report about the circumstances to the chief executive.

Maximum penalty—20 penalty units.

‘81AA Faxed prescription

‘(1) A prescriber may give a dispenser a faxed prescription for a controlled drug the prescriber is endorsed to prescribe.

- ‘(2) Within 24 hours after giving the faxed prescription, the prescriber must telephone the dispenser and confirm the details of the faxed prescription.

Maximum penalty—20 penalty units.

- ‘(3) Within 7 days after giving the faxed prescription, the prescriber must send a paper prescription by post or by hand or send an electronic prescription for the drug to the dispenser.

Maximum penalty—40 penalty units.

- ‘(4) If the dispenser does not receive a paper or electronic prescription for the drug from the prescriber within 14 days after being given the faxed prescription, the dispenser must immediately give a written report about the circumstances to the chief executive.

Maximum penalty—20 penalty units.

- ‘(5) In this section—

faxed prescription means a paper prescription, that complies with this division, sent by facsimile transmission.’.

4 Replacement of s 192 (Oral prescription)

Section 192—

omit, insert—

‘192 Oral prescription

- ‘(1) A prescriber may give a dispenser an oral prescription for a restricted drug the prescriber is endorsed to prescribe.

- ‘(2) Within 24 hours after giving the oral prescription, the prescriber must ensure a paper prescription for the drug is sent by facsimile transmission to the dispenser.

Maximum penalty—20 penalty units.

- ‘(3) Within 7 days after giving the oral prescription, the prescriber must send a paper prescription by post or by hand or send an electronic prescription for the drug to the dispenser.

Maximum penalty—40 penalty units.

[s 4]

- ‘(4) If the dispenser does not receive a paper or electronic prescription for the drug from the prescriber within 14 days after being given the oral prescription, the dispenser must immediately give a written report about the circumstances to the chief executive.

Maximum penalty—20 penalty units.

‘192AA Faxed prescription

- ‘(1) A prescriber may give a dispenser a faxed prescription for a restricted drug the prescriber is endorsed to prescribe.

- ‘(2) Within 24 hours after giving the faxed prescription, the prescriber must telephone the dispenser and confirm the details of the faxed prescription.

Maximum penalty—20 penalty units.

- ‘(3) Within 7 days after giving the faxed prescription, the prescriber must send a paper prescription by post or by hand or send an electronic prescription for the drug to the dispenser.

Maximum penalty—40 penalty units.

- ‘(4) If the dispenser does not receive a paper or electronic prescription for the drug from the prescriber within 14 days after being given the faxed prescription, the dispenser must immediately give a written report about the circumstances to the chief executive.

Maximum penalty—20 penalty units.

- ‘(5) In this section—

faxed prescription means a paper prescription, that complies with this division, sent by facsimile transmission.’.

ENDNOTES

- 1 Made by the Governor in Council on 10 June 2010.
- 2 Notified in the gazette on 11 June 2010.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Health.

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