



Queensland

Health Legislation Amendment Regulation (No. 5) 2011

Subordinate Legislation 2011 No. 306

made under the

Health Act 1937

Health Services Act 1991

Pharmacy Business Ownership Act 2001

Water Fluoridation Act 2008

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Health Legislation Amendment Regulation (No. 5) 2011*.

2 Commencement

Part 3 commences on 1 January 2012.

Part 2 Amendment of Health (Drugs and Poisons) Regulation 1996

3 Regulation amended

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

4 Amendment of ss 5, 7, 9A, 9B, 10, 11, 12, 85, 198, 276, 292 and appendix 7

Sections 5, 7, 9A, 9B, 10, 11, 12(1), 85(3)(i), 198(3), 276(3)(i), 292(2)(c) and appendix 7, item 9, ‘standard’—

omit, insert—

‘current Poisons Standard’.

5 Amendment of s 43 (Controlled drug manufacturer licence)

Section 43(b)(ii), second occurrence—

renumber as section 43(b)(iii).

[s 6]

6 Amendment of s 51 (Endorsement needed for controlled drugs)

Section 51(5) and (6), penalty, ‘points’—
omit, insert—
‘units’.

7 Amendment of s 137 (Restricted drug manufacturer licence)

Section 137(b)(ii), second occurrence—
renumber as section 137(b)(iii).

8 Amendment of s 146 (Endorsement needed for restricted drugs)

Section 146(7), penalty, ‘points’—
omit, insert—
‘units’.

9 Amendment of s 170A (Orthoptists)

Section 170A, heading—
omit, insert—

‘170A Orthoptists’.

10 Amendment of s 179AA (Trainees in certain occupations)

Section 179AA(4), definition *relevant occupation*, after
‘optometrist,’—
insert—
‘orthoptist,’.

11 Amendment of s 198 (Labelling dispensed medicines)

Section 198(3)(k), ‘acetretin’—

omit, insert—

‘acitretin’.

12 Amendment of s 243 (Endorsement needed for S2, S3 or S7 poison)

Section 243(4), penalty, ‘points’—

omit, insert—

‘units’.

13 Amendment of s 256AA (Orthoptists)

Section 256AA, heading—

omit, insert—

‘256AA Orthoptists’.

14 Amendment of s 265AA (Trainees in certain occupations)

Section 265AA(4), definition *relevant occupation*, after ‘midwife,’—

insert—

‘orthoptist,’.

15 Amendment of s 270 (When endorsement is not needed)

Section 270(4), ‘a controlled drug’—

omit, insert—

‘an S2, S3 or S7 poison’.

16 Amendment of appendix 9 (Dictionary)

(1) Appendix 9, definition *poison*, paragraph (b), ‘standard’—

omit, insert—

‘current Poisons Standard’.

[s 17]

- (2) Appendix 9, definition *standard*—
omit, insert—
‘current Poisons Standard see the Therapeutic Goods Act 1989 (Cwlth), section 52A.’.

Part 3 **Amendment of Health Services Regulation 2002**

17 **Regulation amended**

This part amends the *Health Services Regulation 2002*.

18 **Amendment of s 8 (Pharmaceuticals)**

- (1) Section 8(2), ‘\$5.60’—
omit, insert—
‘\$5.80’.
- (2) Section 8(3), ‘\$34.20’—
omit, insert—
‘\$35.40’.

Part 4 **Amendment of Water Fluoridation Regulation 2008**

19 **Regulation amended**

This part amends the *Water Fluoridation Regulation 2008*.

20 Amendment of sch 1 (Dates before which fluoride must be added)

- (1) Schedule 1, entry for Hinchinbrook Shire Council, Forest Beach Water Treatment Plant, 'Forest'—
omit, insert—
'Forrest'.
- (2) Schedule 1, entry for Toowoomba Regional Council, Millmerran Water Treatment Plant, '31 December 2010'—
omit, insert—
'31 December 2012'.
- (3) Schedule 1, entry for Townsville City Council, Giru Water Treatment Plant—
omit.
- (4) Schedule 1, entry for Whitsunday Regional Council, Proserpine Water Treatment Plant, '31 December 2011'—
omit, insert—
'31 December 2012'.

21 Amendment of sch 2 (Local governments)

Schedule 2, part 2, 'Kowanyama Aboriginal Shire Council,'—
relocate to Schedule 2, part 1.

Part 5 Repeal provision

22 Repeal

The Pharmacists Registration Regulation 2001, SL No. 267 is repealed.

ENDNOTES

- 1 Made by the Governor in Council on 15 December 2011.
- 2 Notified in the gazette on 16 December 2011.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Health.

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