



Queensland

Health Legislation Amendment Regulation 2020

Subordinate Legislation 2020 No. 16

made under the

Health Act 1937

Health Ombudsman Act 2013

Hospital and Health Boards Act 2011

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Health Legislation Amendment Regulation 2020*.

2 Commencement

Part 3 commences on 1 March 2020.

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 s 171 (Pharmacists)

(1) Section 171(2), after ‘subsection (1)’—
insert—

or (5)

(2) Section 171(5), ‘16 years’—
omit, insert—

10 years

5 Amendment of s 257 (Pharmacists)

(1) Section 257(2), ‘16 years’—
omit, insert—

10 years

[s 11]

period to the total number of nurses and support workers (the *care staff*) providing residential care at the facility during the period.

- (2) At least 50% of the care staff must be nurses.
- (3) At least 30% of the care staff must be registered nurses.

30E Minimum average daily resident care hours— Act, s 138I

The minimum average daily resident care hours at a State aged care facility prescribed under section 30C is 3.65 hours.

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

Section 34A—

omit, insert—

34A Prescribed health practitioner—Act, s 139

- (1) For section 139 of the Act, definition *prescribed health practitioner*, a relevant health practitioner who holds a type of registration mentioned in schedule 2C, column 2 for a health profession mentioned in column 1 of the schedule is prescribed.
- (2) In this section—
health profession see the Health Practitioner Regulation National Law, section 5.
type of registration means type of registration under the Health Practitioner Regulation National Law.

12 Insertion of new schs 2B and 2C

After schedule 2A—

insert—

Schedule 2B State aged care facilities subject to nurse and registered nurse percentages and minimum average daily resident care hours

section 30C

- Brighton Health Campus (Gannet House)
- Coinda House
- Dr E A F McDonald Nursing Home
- Eventide Charters Towers
- Eventide Home Rockhampton
- Forest View Residential Care Facility
- Glenbrook Residential Aged Care Facility
- Karingal Nursing Home
- Milton House
- Mt Lofty Nursing Home
- North Rockhampton Nursing Centre
- Parklands Residential Aged Care Facility
- Redland Residential Care Facility
- The Oaks Residential Aged Care Facility
- Waroona Multipurpose Centre
- Westhaven Nursing Home

[s 12]

Schedule 2C Prescribed health practitioners

section 34A

Column 1	Column 2
Health profession	Type of registration
medical	general registration
	limited registration for a purpose mentioned in the Health Practitioner Regulation National Law, section 66 or 67
	limited registration in the public interest to which the Health Practitioner Regulation National Law, section 273 applies
	provisional registration
	special registration
midwifery	general registration
	provisional registration
nursing	general registration
	provisional registration
paramedicine	general registration

ENDNOTES

- 1 Made by the Governor in Council on 20 February 2020.
- 2 Notified on the Queensland legislation website on 21 February 2020.
- 3 The administering agency is Queensland Health.

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