



Queensland

Medicines and Poisons (Medicines) Amendment Regulation (No. 4) 2023

Subordinate Legislation 2023 No. 170

made under the

Medicines and Poisons Act 2019

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Medicines and Poisons (Medicines) Amendment Regulation (No. 4) 2023*.

2 Commencement

- (1) Part 2 commences on 1 December 2023.
- (2) Part 3 commences on 1 February 2024.

3 Regulation amended

This regulation amends the *Medicines and Poisons (Medicines) Regulation 2021*.

Part 2 Amendments commencing on 1 December 2023

4 Amendment of s 6 (Exemption for national blood supply arrangements—Act, s 7)

Section 6(2)(b)(ii), ‘section 1.5.5’—
omit, insert—

section 39

5 Amendment of s 73 (Labels and containers must comply with Poisons Standard or approved alternatives)

- (1) Section 73(1)(a), ‘section 1’—
omit, insert—

division 2

- (2) Section 73(2)(a), ‘section 2’—

[s 6]

omit, insert—

division 3

6 Amendment of s 221 (Restriction on used containers)

Section 221, note, ‘part 1’—

omit, insert—

section 6

7 Amendment of s 237 (Chief executive may approve alternative ways of labelling or packaging medicines)

Section 237(4), note, ‘part 1’—

omit, insert—

section 6

8 Amendment of sch 1 (Extended practice authorities and departmental standards)

Schedule 1, part 1, entry for Queensland Ambulance Service, ‘2’—

omit, insert—

3

9 Amendment of sch 2 (Categories of medicines)

Schedule 2, part 1, division 1, entry for ivermectin—

omit.

10 Amendment of sch 6 (Medical practitioners and assistants)

(1) Schedule 6, section 22, items 1 to 4, ‘restricted ivermectin,’—

omit.

- (2) Schedule 6, part 2, division 5A—
omit.
- (3) Schedule 6, section 36, items 1 to 6, ‘hydroxychloroquine, restricted ivermectin’—
omit, insert—
hydroxychloroquine
- (4) Schedule 6, section 47, items 1 to 6, ‘hydroxychloroquine, restricted ivermectin’—
omit, insert—
hydroxychloroquine

11 Amendment of sch 7 (Nursing and midwifery professions)

- (1) Schedule 7, section 19, item 1, column 3, ‘for the safety of the patient before, or during,’—
omit, insert—
before or during
- (2) Schedule 7, section 19, item 2, column 3, from ‘for’—
omit, insert—
under the supervision of a dentist, medical practitioner, midwife or registered nurse

12 Amendment of sch 12 (Other health practitioners)

- Schedule 12, section 2—
omit, insert—

[s 13]

2 Dealing authorised

	Column 1 Dealing	Column 2 Medicine	Column 3 Scope of dealing
1	administer	any medicine	the medicine is administered to a patient at a hospital— <ul style="list-style-type: none">• under the direct supervision of a medical practitioner; and• for the patient’s anaesthetic procedure
2	possess	an S4 or S8 medicine	the medicine is possessed under the supervision of a dentist, medical practitioner, midwife or registered nurse
3	dispose	waste from a diversion-risk medicine mentioned in this column	

13 Amendment of s 22 (Dictionary)

- (1) Schedule 22, definition *restricted ivermectin*—
omit.
- (2) Schedule 22, note, ‘part 1’—
omit, insert—
section 6
- (3) Schedule 22, definition *manufacturer’s pack*, note, ‘part 1’—
omit, insert—
section 6

[s 15]

- (a) for subsection (3)—in the way agreed by the prescriber;
- (b) for subsection (6)—by recording the following details on the prescription—
 - (i) the name of the dispenser;
 - (ii) the place where the dispenser usually practices;
 - (iii) the dispenser’s phone number;
 - (iv) the dispenser’s qualifications;
 - (v) the details of the relevant change made to the original medicine mentioned in subsection (5)(b);
- (c) by signing and dating the amendment;
- (d) in a way that does not obscure the information originally stated on the prescription before the amendment.

Note—

See section 124(1)(m) about records of amendments required to be kept by dispensers.

- (8) In this section—

participating pharmacist, see schedule 9, section 4A.

participating pharmacy, see schedule 9, section 4A.

15 Amendment of s 124 (Dispensing record for dispensed medicine)

Section 124(1)(m)—

omit, insert—

- (m) if the prescription was amended by the dispenser in accordance with section 117—

- (i) for an amendment mentioned in section 117(3)—the details of the amendment and the agreement with the prescriber; or
- (ii) for an amendment mentioned in section 117(6)—the details of the amendment.

16 Amendment of s 159 (Amounts when selling S4 medicine)

(1) Section 159—

insert—

(ba) for a medicine sold under an extended practice authority—the amount stated for the medicine in the extended practice authority; or

(2) Section 159(ba) and (c)—

renumber as section 159(c) and (d).

17 Amendment of sch 1 (Extended practice authorities and departmental standards)

Schedule 1, part 1, after entry for Pharmacists—

insert—

Pharmacists—community pharmacy scope of practice pilot	1
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18 Amendment of sch 9 (Pharmaceutical professions)

Schedule 9, part 1—

insert—

Division 2A Participating pharmacists practising at participating pharmacies

[s 18]

4A Definitions for division

In this division—

community pharmacy scope of practice pilot means the program set up by the department known as the ‘community pharmacy scope of practice pilot’.

participating pharmacist means a pharmacist approved by the chief executive to participate in the community pharmacy scope of practice pilot.

participating pharmacy means a community pharmacy approved by the chief executive as a place to which the community pharmacy scope of practice pilot applies.

4B Class of person

A participating pharmacist who is practising at a participating pharmacy.

4C Dealing authorised

	Column 1 Dealing	Column 2 Medicine	Column 3 Scope of dealing
1	prescribe	an S4 medicine, other than a restricted medicine or diversion-risk medicine, mentioned in the extended practice authority called ‘Pharmacists—community pharmacy scope of practice pilot’	the medicine is prescribed under the extended practice authority

	Column 1 Dealing	Column 2 Medicine	Column 3 Scope of dealing
2	dispense	an S4 medicine, other than a restricted or diversion-risk medicine, mentioned in the extended practice authority called 'Pharmacists—community pharmacy scope of practice pilot'	the medicine is dispensed under the extended practice authority
3	sell, other than on prescription	an S4 medicine, other than a restricted or diversion-risk medicine, mentioned in the extended practice authority called 'Pharmacists—community pharmacy scope of practice pilot'	the medicine is sold under the extended practice authority

Endnotes

ENDNOTES

- 1 Made by the Governor in Council on 30 November 2023.
- 2 Notified on the Queensland legislation website on 1 December 2023.
- 3 The administering agency is Queensland Health.

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