



Queensland

# Health Legislation Amendment Regulation 2025

## Subordinate Legislation 2025 No. 121

made under the

*Food Act 2006*

*Hospital and Health Boards Act 2011*

*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 2025*.

### 2 Commencement

- (1) This regulation, other than part 2, commences on 1 October 2025.
- (2) Part 2 commences on 1 January 2026.

## Part 2 Amendment of Food Regulation 2016

### 3 Regulation amended

This part amends the *Food Regulation 2016*.

### 4 Amendment of s 2 (Definition)

Section 2, definition *supermarket*, ‘grocery items including at least all of the following items’—

*omit, insert—*

food items, including, for example

### 5 Replacement of ss 13 and 14

Sections 13 and 14—

*omit, insert—*

#### 13 Prescribed contaminants—Act, s 269

- (1) This section prescribes contaminants that are pathogens or other things that may contaminate

[s 5]

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food for section 269 of the Act, definition *prescribed contaminant*.

- (2) Each contaminant mentioned in schedule 2, part 1 is prescribed if isolated in a prescribed food at any level.
- (3) Each contaminant mentioned in schedule 2, part 2 is prescribed to the extent the contaminant—
  - (a) is isolated in a prescribed food mentioned in the compendium, other than an infant formula product; and
  - (b) is assessed to be at a level that is potentially hazardous for the contaminant in accordance with the compendium.
- (4) Each contaminant mentioned in schedule 2, part 3 is prescribed to the extent the contaminant—
  - (a) is isolated in a prescribed food that is an infant formula product; and
  - (b) is assessed to be at a level that is more than the acceptable level for the contaminant in accordance with the compendium.
- (5) Unless otherwise prescribed by subsection (2), (3) or (4), each contaminant (including a natural toxicant) mentioned in the food standards code, schedule 19 is prescribed to the extent the contaminant—
  - (a) is isolated in a prescribed food mentioned in that schedule; and
  - (b) is assessed to be at a level that is more than the maximum level of the contaminant for the food in accordance with that schedule and the code, standard 1.4.1–3.
- (6) Unless otherwise prescribed by subsection (2), (3) or (4), each contaminant mentioned in the food standards code, schedule 27 is prescribed to the extent the contaminant—

- (a) is isolated in a prescribed food mentioned in that schedule; and
- (b) is assessed to be at a level that is unacceptable for the contaminant of the food in accordance with that schedule and the code, standard 1.6.1–2.

(7) In this section—

***compendium*** means the document called ‘Compendium of microbiological criteria for food’ published by Food Standards Australia New Zealand.

***Food Standards Australia New Zealand*** means the authority of that name continued in existence under the *Food Standards Australia New Zealand Act 1991* (Cwlth), section 12.

***infant formula product*** see the food standards code, standard 1.1.2–3.

***prescribed food*** means food prescribed under section 270 of the Act.

## 14 Prescribed food—Act, s 270

- (1) This section prescribes food for section 270(6) of the Act, definition *prescribed food*.
- (2) Food, including a sample of food, that is handled or for sale by a person carrying on a food business is prescribed.
- (3) However, raw meat, including raw fish, is prescribed only to the extent it is ordinarily consumed in its raw state.

*Examples for subsection (3)—*

steak tartare, sashimi, oysters

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## **6 Replacement of sch 2 (Prescribed contaminants)**

Schedule 2—

*omit, insert—*

### **Schedule 2 Prescribed contaminants**

section 13

#### **Part 1 Contaminants at any level**

- *Campylobacter* (all species)
- *Clostridium botulinum*, toxin types A, B, E and F
- *Cryptosporidium* (all species)
- *Cyclospora* (all species)
- *Giardia* (all species)
- Hepatitis A
- Hepatitis E
- *Listeria monocytogenes*
- *Salmonella* (all species and serovar)
- Shiga toxin-producing *Escherichia coli* (STEC)
- *Shigella* (all species)
- *Vibrio cholerae*
- *Vibrio parahaemolyticus*
- *Vibrio vulnificus*
- *Yersinia* (all species)

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## **Part 2                      Contaminants at potentially hazardous levels**

- *Bacillus cereus* and other pathogenic *Bacillus* species
- *Clostridium perfringens*
- *Staphylococcus aureus* and other coagulase-positive staphylococci

## **Part 3                      Contaminants of infant formula products**

- *Bacillus cereus*
- Coliforms (all species)
- standard plate count

## **Part 3                      Amendment of Hospital and Health Boards Regulation 2023**

### **7                      Regulation amended**

This part amends the *Hospital and Health Boards Regulation 2023*.

### **8                      Amendment of sch 8 (Agreements)**

Schedule 8, part 1—

*insert—*

10C The agreement made on 24 July 2024 called  
‘Agreement between Queensland and New South

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Wales for:

- Funding of health services provided to residents of Queensland by New South Wales and vice versa
- Joint support arrangements and governing principles to enhance services in the New South Wales-Queensland border region’.

10D The agreement made on 10 October 2024 called ‘Agreement between Queensland and Victoria for the funding of health services provided to residents of Victoria by Queensland and vice versa’.

## **Part 4                      Amendment of Public Health Regulation 2018**

### **9                      Regulation amended**

This part amends the *Public Health Regulation 2018*.

### **10                    Amendment of sch 1 (Notifiable conditions)**

Schedule 1, entry for mpox, column 4, ‘•’—  
*omit.*

## **Part 5                      Amendment of Radiation Safety Regulation 2021**

### **11                    Regulation amended**

This part amends the *Radiation Safety Regulation 2021*.



**12 Amendment of s 70 (Standard conditions for possession, use and transport licences—Act, s 75)**

Section 70(1), table, item 4—

*omit, insert—*

4	possess or use an ionising radiation source for dental diagnostic imaging involving the irradiation of a person	Code for Radiation Protection in Dental Exposure (2025)
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**13 Amendment of s 73A (Dentists)**

(1) Section 73A, heading—

*omit, insert—*

**Dental practitioners**

(2) Section 73A(1) and (2)—

*omit, insert—*

(1) This section applies in relation to the following persons—

- (a) dentists;
- (b) dental hygienists;
- (c) dental therapists;
- (d) oral health therapists.

(2) For section 103K(1)(a) and (2)(a) of the Act, the classes of persons mentioned in subsection (1) are prescribed.

(3) Section 73A(3) and (4), ‘dentist’—

*omit, insert—*

prescribed licensee under this section

(4) Section 73A—

*insert—*

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(5) In this section—

*dental hygienist* means a person registered under the Health Practitioner Regulation National Law to practise in the dental hygienists division of the dental profession, other than as a student.

## 14 Insertion of new s 73BA

After section 73B—

*insert—*

### **73BA Diagnostic radiographers**

- (1) This section applies in relation to persons registered under the Health Practitioner Regulation National Law to practise, other than as students, in the diagnostic radiographers division of the medical radiation practice profession.
- (2) For section 103K(1)(a) and (2)(a) of the Act, the class of persons mentioned in subsection (1) is prescribed.
- (3) For section 103K(2)(b) of the Act, the radiation sources a prescribed licensee under this section is allowed to use are the following—
  - (a) a plain diagnostic imaging x-ray radiation apparatus;
  - (b) a fluoroscopic imaging x-ray radiation apparatus;
  - (c) a computed tomography imaging x-ray radiation apparatus;
  - (d) a dual energy x-ray absorptiometry radiation apparatus.
- (4) For section 103K(2)(c) of the Act, the radiation practices a prescribed licensee under this section is allowed to carry out are the following—

- (a) plain diagnostic imaging involving the irradiation of a person;
- (b) fluoroscopic imaging involving the irradiation of a person during general procedures;
- (c) computed tomography imaging involving the irradiation of a person;
- (d) bone mineral densitometry involving the irradiation of a person.

## 15 Insertion of new s 73CA

After section 73C—

*insert—*

### **73CA Radiation therapists**

- (1) This section applies in relation to persons registered under the Health Practitioner Regulation National Law to practise, other than as students, in the radiation therapist division of the medical radiation practice profession.
- (2) For section 103K(1)(a) and (2)(a) of the Act, the class of persons mentioned in subsection (1) is prescribed.
- (3) For section 103K(2)(b) of the Act, the radiation sources a prescribed licensee under this section is allowed to use are the following—
  - (a) a plain diagnostic imaging x-ray radiation apparatus;
  - (b) a computed tomography imaging x-ray radiation apparatus;
  - (c) a kilovolt energy or megavolt energy x-ray or electron beam radiation therapy radiation apparatus.
- (4) For section 103K(2)(c) of the Act, the radiation

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practices a prescribed licensee under this section is allowed to carry out are the following—

- (a) radiation therapy treatment planning involving irradiation of a person;
- (b) radiation therapy involving the irradiation of a person;
- (c) computed tomography imaging involving the irradiation of a person.

## **16 Amendment of s 73D (Student radiation therapists)**

Section 73D(4)—

*insert—*

- (c) computed tomography imaging involving the irradiation of a person.

## **17 Insertion of new s 73DA**

After section 73D—

*insert—*

### **73DA Nuclear medicine technologists**

- (1) This section applies in relation to persons registered under the Health Practitioner Regulation National Law to practise, other than as students, in the nuclear medicine technologist division of the medical radiation practice profession.
- (2) For section 103K(1)(a) and (2)(a) of the Act, the class of persons mentioned in subsection (1) is prescribed.
- (3) For section 103K(2)(b) of the Act, the radiation sources a prescribed licensee under this section is allowed to use are the following—

- (a) a computed tomography imaging x-ray radiation apparatus;
  - (b) a radioactive substance;
  - (c) a dual energy x-ray absorptiometry radiation apparatus.
- (4) For section 103K(2)(c) of the Act, the radiation practices a prescribed licensee under this section is allowed to carry out are the following—
- (a) computed tomography imaging involving the irradiation of a person;
  - (b) nuclear medicine imaging involving the irradiation of a person;
  - (c) bone mineral densitometry involving the irradiation of a person.

**18 Amendment of s 73E (Student nuclear medicine technologists)**

- (1) Section 73E(3)(b)—

*omit, insert—*

- (b) a radioactive substance;

- (2) Section 73E(3)(d)—

*omit.*

- (3) Section 73E(4)(a), (b) and (c)—

*omit, insert—*

- (a) computed tomography imaging involving the irradiation of a person;
- (b) nuclear medicine imaging involving the irradiation of a person;
- (c) bone mineral densitometry involving the irradiation of a person.

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## **19 Insertion of new ss 73F and 73G**

After section 73E—

*insert—*

### **73F Specialist health practitioners**

- (1) This section applies in relation to persons registered under the Health Practitioner Regulation National Law to practise as specialist health practitioners in any specialty in the medical profession.
- (2) For section 103K(1)(a) and (2)(a) of the Act, the class of persons mentioned in subsection (1) is prescribed.
- (3) For section 103K(2)(b) of the Act, the radiation source a prescribed licensee under this section is allowed to use is a laser apparatus involving the irradiation of a person.
- (4) For section 103K(2)(c) of the Act, the radiation practice a prescribed licensee under this section is allowed to carry out is using a laser apparatus involving the irradiation of a person in the prescribed licensee's recognised specialty.

### **73G Veterinary surgeons**

- (1) This section applies in relation to persons registered under the *Veterinary Surgeons Act 1936* to practise as veterinary surgeons.
- (2) For section 103K(1)(a) and (2)(a) of the Act, the class of persons mentioned in subsection (1) is prescribed.
- (3) For section 103K(2)(b) of the Act, the radiation source a prescribed licensee under this section is allowed to use is a plain diagnostic imaging x-ray radiation apparatus.
- (4) For section 103K(2)(c) of the Act, the radiation

practice a prescribed licensee under this section is allowed to carry out is plain diagnostic imaging involving the irradiation of small animals.

**20 Insertion of new pt 16, div 1, hdg**

Before section 105—

*insert—*

**Division 1                      Transitional provisions for  
SL No. 125 of 2021**

**21 Insertion of new pt 16, div 2**

After section 108—

*insert—*

**Division 2                      Transitional provisions for  
Health Legislation  
Amendment Regulation  
2025**

**109 Expiry of particular existing use licences**

- (1) This section applies if—
  - (a) an existing use licence authorised a person to carry out a radiation practice using a radiation source; and
  - (b) on the commencement, the person is a prescribed licensee allowed to carry out the same, or a substantially similar, radiation practice using the same, or a substantially similar, radiation source.
- (2) On the commencement, the existing use licence is taken to have expired.
- (3) In this section—

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*existing use licence* means a use licence, or part of a use licence, in effect immediately before the commencement.

### **110 Existing applications for particular use licences**

- (1) This section applies if—
  - (a) before the commencement, a person applied for a use licence to carry out a radiation practice using a radiation source; and
  - (b) immediately before the commencement, the application had not been decided; and
  - (c) on the commencement, the person is a prescribed licensee allowed to carry out the same, or a substantially similar, radiation practice using the same, or a substantially similar, radiation source.
- (2) On the commencement, the application is taken to have been withdrawn.
- (3) The chief executive must—
  - (a) give written notice of the withdrawal to the person; and
  - (b) refund the person any fee paid for the application.



ENDNOTES

- 1 Made by the Governor in Council on 18 September 2025.
- 2 Notified on the Queensland legislation website on 19 September 2025.
- 3 The administering agency is Queensland Health.

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