

Queensland



*Dental Technicians and Dental Prosthetists Act 1991*

# **DENTAL TECHNICIANS AND DENTAL PROSTHETISTS BY-LAW 1992**

**Reprinted as in force on 1 May 2002  
(includes amendments up to SL No. 229 of 2001)**

**This is the reprint current on the repeal date**

**Reprint No. 4E**

This reprint is prepared by  
the Office of the Queensland Parliamentary Counsel  
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# Information about this reprint

This by-law is reprinted as at 1 May 2002. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

# Queensland



## DENTAL TECHNICIANS AND DENTAL PROSTHETISTS BY-LAW 1992

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## **DENTAL TECHNICIANS AND DENTAL PROSTHETISTS BY-LAW 1992**

[as amended by all amendments that commenced on or before 1 May 2002]

### **PART 1—PRELIMINARY**

#### **1 Short title**

This by-law may be cited as the *Dental Technicians and Dental Prosthetists By-law 1992*.

#### **2 Commencement**

This by-law commences on 9 October 1992.

### **PART 2—THE BOARD**

#### **3 Notice of meetings**

(1) The registrar is to give 7 days written notice of a meeting of the Board to each member of the Board.

(2) The notice is to specify the day, place and time of the meeting and the business to be conducted at the meeting.

#### **4 Order of business**

The business of a meeting is to be conducted in the following order—

- (a) reading of minutes of the previous meeting;
- (b) adoption or otherwise of the minutes;
- (c) consideration of business arising out of the minutes;

- (d) consideration of outward correspondence;
- (e) consideration of inward correspondence;
- (f) financial matters;
- (g) restoration of registrations as—
  - (i) dental technicians; and
  - (ii) dental prosthetists;
- (h) registrations—
  - (i) as dental technicians; and
  - (ii) as dental prosthetists; and
  - (iii) of additional qualifications;
- (i) general business.

## **5 Board's seal**

(1) The Board's seal must be kept in the custody of the registrar and may be used only as authorised by the Board.

(2) Judicial notice must be taken of the imprint of the Board's seal appearing on a document and the document must be presumed to have been properly sealed until the contrary is proven.

## **6 Appointment and duties of honorary treasurer**

(1) The Board may appoint a member to be honorary treasurer.

(2) The honorary treasurer's duties are—

- (a) to receive from the registrar, and present to the Board, a statement of all funds received and spent; and
- (b) to ensure that the statement is reconciled with the statements for accounts kept by the board with a financial institution.

## PART 3—MISCELLANEOUS

### 7 Advertising not to be false, misleading, deceptive, harmful etc.

(1) A dental technician must not—

- (a) advertise about the performance of dental technical work in a way that is false, misleading or deceptive or likely to be misleading or deceptive; or
- (b) advertise dental technical work that is harmful or likely to be harmful; or
- (c) advertise about the performance of dental technical work in a way that is vulgar or sensational in a way that would be likely to affect adversely the standing of the dental technology profession.

Maximum penalty—10 penalty units.

(2) A dental prosthetist must not—

- (a) advertise about a clinical practice matter in relation to the provision of dental prosthetic services in a way that is false, misleading or deceptive or likely to be misleading or deceptive; or
- (b) advertise dental prosthetic services that are harmful or likely to be harmful; or
- (c) advertise about a clinical practice matter in relation to the provision of dental prosthetic services in a way that is vulgar or sensational in a way that would be likely to affect adversely the standing of the dental prosthetics profession.

Maximum penalty—10 penalty units.

(3) In subsection (2)—

**“clinical practice matters”**, in relation to the provision of dental prosthetic services, includes—

- (a) expected treatment outcomes, including, for example, cures, pain relief or other beneficial outcomes; and
- (b) the nature or qualities of products, materials, techniques, procedures or equipment used in the course of providing the services; and

(c) the field of practice, including, for example, a special area of practice expertise.

(4) However, “**clinical practice matters**” do not include business or commercial matters in relation to the service, including, for example—

- (a) the name of the practice providing the services; and
- (b) the fees payable for services provided by the dental prosthetist.

### **7A Business name approval fee**

An application for approval of a business name under section 35(1) of the Act must be accompanied by the prescribed fee.

### **7B Examination fee**

A person must pay the prescribed fee before undertaking an examination mentioned in section 25(2)(b)(iii) of the Act.

## **8 Fees**

(1) The fees specified in the schedule are the fees prescribed in respect of the matters specified.

(2) If a person is registered as a dental technician or dental prosthetist in December of a year, the annual registration fee for the following year is waived.

## SCHEDULE

### FEES

section 8(1)

	\$
1. Inspection of register . . . . .	10.00
2. Certified copy of an entry in the register . . . . .	10.00
3. Application for registration—	
(a) dental technician—	
(i) individual . . . . .	50.00
(ii) company . . . . .	150.50
(b) dental prosthetist—	
(i) individual . . . . .	60.00
(ii) company . . . . .	150.50
3A. Annual registration—	
(a) dental technician—	
(i) individual . . . . .	175.00
(ii) company . . . . .	102.50
(b) dental prosthetist—	
(i) individual . . . . .	175.00
(ii) company . . . . .	102.50
4. Registration of an additional qualification . . . . .	20.00
5. Duplicate of a certificate of registration . . . . .	25.00
6. Restoration of a name to the register . . . . .	50.00
7. Application for approval of a business name . . . . .	100.50
8. Examination of a person under section 25(2)(b)(iii) of the Act . . . . .	943.00

## ENDNOTES

### 1 Index to endnotes

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### 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 1 May 2002.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	prev	= previous
amd	= amended	(prev)	= previously
amdt	= amendment	proc	= proclamation
ch	= chapter	prov	= provision
def	= definition	pt	= part
div	= division	pubd	= published
exp	= expires/expired	R[X]	= Reprint No.[X]
gaz	= gazette	RA	= Reprints Act 1992
hdg	= heading	reloc	= relocated
ins	= inserted	renum	= renumbered
lap	= lapsed	rep	= repealed
notfd	= notified	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 1992
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered

## 4 Table of earlier reprints

### TABLE OF EARLIER REPRINTS

[If a reprint number includes a roman letter, the reprint was released in unauthorised, electronic form only.]

Reprint No.	Amendments included	Reprint date
1	to SL No. 451 of 1992	1 January 1993
2	to SL No. 12 of 1993	13 April 1993
3	to SL No. 432 of 1994	21 December 1994
3A	to SL No. 343 of 1995	4 September 1996
3B	to SL No. 409 of 1996	16 April 1997
3C	to SL No. 375 of 1997	20 November 1997
4	to SL No. 460 of 1997	6 March 1998
4A	to SL No. 299 of 1998	13 November 1998
4B	to SL No. 260 of 1999	9 November 1999
4C	to SL No. 303 of 2000	15 December 2000
4D	to SL No. 229 of 2001	12 December 2001

## 5 List of legislation

### **Dental Technicians and Dental Prosthetists By-law 1992 SL No. 295**

made by the Dental Technicians and Dental Prosthetists Board on  
17 September 1992

notfd gaz 9 October 1992 pp 446–7

ss 1–2 commenced on date of notification

remaining provisions commenced 9 October 1992 (see s 2)

rep 1 May 2002 (2001 No. 5 s 220)

amending legislation—

### **Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1992 SL No. 451**

notfd gaz 18 December 1992 pp 1988–96

ss 1–2 commenced on date of notification

remaining provisions commenced 18 December 1992 (see s 2)

### **Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1993 SL No. 12**

notfd gaz 29 January 1993 pp 262–5

commenced on date of notification

### **Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1994 SL No. 432**

notfd gaz 9 December 1994 pp 1575–8

commenced on date of notification

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1995  
SL No. 343**

notfd gaz 8 December 1995 pp 1449–53  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 January 1996 (see s 2)

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1996  
SL No. 409**

notfd gaz 20 December 1996 pp 1588–98  
commenced on date of notification

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1997  
SL No. 375**

notfd gaz 7 November 1997 pp 967–8  
commenced on date of notification

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 2) 1997 SL  
No. 460**

notfd gaz 19 December 1997 pp 1770–7  
commenced on date of notification

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1998 SL  
No. 299**

notfd gaz 13 November 1998 pp 982–3  
commenced on date of notification

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 1999 SL  
No. 260**

notfd gaz 5 November 1999 pp 918–21  
commenced on date of notification

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 2000 SL  
No. 303**

notfd gaz 1 December 2000 pp 1289–90  
commenced on date of notification

**Dental Technicians and Dental Prosthetists Amendment By-law (No. 1) 2001 SL  
No. 229**

notfd gaz 30 November 2001 pp 1179–82  
commenced on date of notification

## **6 List of annotations**

**Order of business**

s 4 amd 1997 SL No. 375 s 3

**Appointment and duties of honorary treasurer**

s 6 amd 1997 SL No. 375 s 4

**PART 3—MISCELLANEOUS**

**pt hdg** ins 1994 SL No. 432 s 3  
sub 1997 SL No. 460 s 3

**Division 1—Preliminary**

**div hdg** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**Advertising not to be false, misleading, deceptive, harmful etc.**

**s 7** ins 1994 SL No. 432 s 3  
sub 1997 SL No. 460 s 3

**Business name approval fee**

**s 7A** ins 1998 SL No. 299 s 3

**Examination fee**

**s 7B** ins 1998 SL No. 299 s 3

**Fees**

**s 8** prev s 8 ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3  
pres s 8 (prev s 17 (prev s 7)) renum 1994 SL No. 432 s 5  
amd 1997 SL No. 460 s 5(1)  
renum 1997 SL No. 460 s 5(2)

**Approved professional associations**

**s 9** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**Permissible advertising matters**

**s 10** ins 1994 SL No. 432 s 3  
amd 1995 SL No. 343 s 4  
om 1997 SL No. 460 s 3

**Division 2—Advertising**

**div hdg** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**Advertising practice**

**s 11** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**Advertising not to be false, misleading or deceptive**

**s 12** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**Newspapers, magazines and journals**

**s 13** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**Classified telephone directory entries**

**s 14** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

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**Signs**

**s 15** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**Obligation on members of practice**

**s 16** ins 1994 SL No. 432 s 3  
om 1997 SL No. 460 s 3

**PART 4—MISCELLANEOUS**

**pt hdg** (prev pt 3 hdg) sub 1994 SL No. 432 s 4  
om 1997 SL No. 460 s 4

**SCHEDULE—FEES**

amd 1992 SL No.451 s4; 1993 SL No.12 s3; 1995 SL No. 343 s 5; 1996 SL  
No. 409 s 3; 1997 SL No. 375 s 5; 1997 SL No. 460 s 6; 1998 SL No. 299  
s 4; 1999 SL No. 260 s 3; 2000 SL No. 303 s 3; 2001 SL No. 229 s 3