

HE301*

Health Act 1911

**Health (Cervical Cytology Register) Amendment
Regulations 2014**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Health (Cervical Cytology Register) Amendment Regulations 2014*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Health (Cervical Cytology Register) Regulations 1991*.

4. Regulation 1 amended

In regulation 1 delete “*Cytology*” and insert:

Screening

5. Regulation 3 amended

- (1) In regulation 3 in the definition of *corresponding register* paragraph (a) after “the law of” insert:

the Commonwealth or of

- (2) In regulation 3 in the definition of *Register* delete “*Cytology*” and insert:

Screening

6. Regulation 5 replaced

Delete regulation 5 and insert:

5. Cervical Screening Register

- (1) The CEO is to keep a register to be known as the Cervical Screening Register.
- (2) The Register is to contain —
 - (a) a compilation of results, or copies of results, of cervical cancer tests —
 - (i) forwarded to the CEO under regulation 9; or
 - (ii) disclosed to the CEO by the officer in charge of a corresponding register in accordance with the law of the Commonwealth or the State or Territory in which that register is established;

and

- (b) other information forwarded to the CEO under regulation 10A.
- (3) The register is to be kept for the following purposes —
 - (a) to reduce the number of illnesses and deaths caused by, or related to, cervical cancer;
 - (b) to reduce the number of cervical cancer cases;
 - (c) to plan, monitor and evaluate services for the prevention and alleviation of cervical cancer and the care of persons with cervical cancer or its precursors in Western Australia;
 - (d) to compile and publish general statistical information relating to cervical cancer and screening for cervical cancer;
 - (e) to carry out research into the causes of cervical cancer and the effectiveness of prevention, screening and treatment services.

7. Regulation 6 amended

- (1) In regulation 6(1):
 - (a) delete “shall” and insert:

must
 - (b) in paragraph (b) delete “abnormal; and” and insert:

abnormal or unsatisfactory; and
 - (c) in paragraph (e)(v) delete “CEO.” and insert:

CEO; and
 - (d) after paragraph (e) insert:
 - (f) monitor and evaluate the effectiveness of vaccination programmes for the prevention of the human papillomavirus in women.
- (2) In regulation 6(2) delete “shall” and insert:

must

- (3) In regulation 6(3):
- (a) in paragraph (b) after “nurse” insert:

or a midwife
 - (b) in paragraph (d)(i) delete “practitioner or nurse” and insert:

practitioner, nurse or midwife
- 8. Regulation 7 amended**
- (1) In regulation 7(1) delete “shall” and insert:

must
- (2) In regulation 7(1a)(b) delete “the purpose described in regulation 6(1)(b).” and insert:

a purpose described in regulation 6(1)(a) or (b).
- 9. Regulation 8 amended**
- In regulation 8(1) delete “shall” (each occurrence) and insert:

must
- 10. Regulation 9 amended**
- In regulation 9(1) delete “shall” (each occurrence) and insert:

must
- 11. Regulation 10A inserted**
- After regulation 9 insert:
- 10A. CEO may request information**
- (1) The CEO may, in writing, request a person, who in the opinion of the CEO, has information about a woman to cause the information specified in the request to be given to the CEO.

- (2) The CEO may not request information under subregulation (1) unless —
 - (a) the information relates to a woman whose results, or copies of results, of a cervical cancer test have been forwarded to the CEO under regulation 9(1); and
 - (b) the CEO is satisfied that collecting the information is consistent with achieving the objects of Part IXA of the Act.
- (3) A person who receives a request under this regulation must comply with the request within 30 days of receiving it.
- (4) A person who contravenes subregulation (3) commits an offence.
- (5) It is a defence to a charge under subregulation (3) to prove that the person did not have the information requested at the relevant time.

12. Regulation 10 amended

In regulation 10(2) delete “shall” and insert:

must

R. KENNEDY, Clerk of the Executive Council.