

HE303

Health Act 1911
Pharmacy Act 2010

Health Regulations Amendment (Poisons) Regulations 2016

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Health Regulations Amendment (Poisons) Regulations 2016*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Medicines and Poisons Act 2014* section 137 comes into operation.

Part 2 — *Health (Notification of Stimulant Induced Psychosis) Regulations 2010* amended

3. Regulations amended

This Part amends the *Health (Notification of Stimulant Induced Psychosis) Regulations 2010*.

4. Regulation 3 amended

- (1) In regulation 3 delete the definitions of:
current clinic
current prescriber

- (2) In regulation 3 insert in alphabetical order:

current stimulant clinic has the meaning given in the *Medicines and Poisons Regulations 2016* regulation 125;

current stimulant prescriber has the meaning given in the *Medicines and Poisons Regulations 2016* regulation 125;

5. Regulation 7 amended

In regulation 7(2) after “current” (each occurrence) insert:

stimulant

6. Regulation 8 amended

In regulation 8(b) after “current” (each occurrence) insert:

stimulant

Part 3 — *Health (Pesticides) Regulations 2011* amended

7. Regulations amended

This Part amends the *Health (Pesticides) Regulations 2011*.

8. Regulation 3 amended

In regulation 3 in the definition of *restricted-use pesticide*:

- (a) delete paragraph (a) and insert:

(a) a Schedule 7 poison as defined in the *Medicines and Poisons Act 2014* section 3;

- (b) delete paragraph (c) and insert:

(c) dichlorvos if it is a Schedule 6 poison as defined in the *Medicines and Poisons Act 2014* section 3;

9. Regulation 82 amended

In regulation 82 delete “*Poisons Act 1964*,” and insert:

Medicines and Poisons Act 2014,

Part 4 — *Pharmacy Regulations 2010* amended**10. Regulations amended**

This Part amends the *Pharmacy Regulations 2010*.

11. Regulation 3 replaced

Delete regulation 3 and insert:

3. Pharmacy business (s. 3(1))

For the purposes of paragraph (d) of the definition of *pharmacy business* in section 3(1) of the Act —

- (a) the following types of permit referred to in the *Medicines and Poisons Regulations 2016* in the Table to regulation 79(2) are prescribed —
 - (i) a Health service permit;
 - (ii) a Health service permit — Department/hospital;
 - (iii) a Health service permit — Public sector agency;
 - (iv) a Government permit;
 - (v) a Research/Education permit;and
- (b) the type of licence that is a Schedule 2 retail licence referred to in the *Medicines and Poisons Regulations 2016* in the Table to regulation 74(2) is prescribed.

12. Regulation 11 amended

In regulation 11 delete the definition of *prescription* and insert:

prescription has the meaning given in the *Medicines and Poisons Act 2014* section 3;

13. Schedule 1 amended

Delete Schedule 1 clause 4(f) and insert:

- (f) the *Medicines and Poisons Act 2014* and the *Medicines and Poisons Regulations 2016*.

R. KENNEDY, Clerk of the Executive Council.
