



Western Australia

# **Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Act 2020**

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As at 21 May 2020

No. 21 of 2020

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# **Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Act 2020**

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# **Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Act 2020**

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**No. 21 of 2020**

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**An Act to amend the *Mandatory Testing (Infectious Diseases) Act 2014* in response to the COVID-19 pandemic.**

*[Assented to 21 May 2020]*

The Parliament of Western Australia enacts as follows:

**s. 1**

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**1. Short title**

This is the *Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Act 2020*.

**2. Commencement**

This Act comes into operation as follows —

- (a) sections 1 and 2 — on the day on which this Act receives the Royal Assent;
- (b) the rest of the Act — on the day after that day.

**3. Act amended**

This Act amends the *Mandatory Testing (Infectious Diseases) Act 2014*.

**4. Section 3 amended**

In section 3 delete “blood” (each occurrence).

**5. Section 4 amended**

- (1) In section 4 delete the definition of *qualified person*.
- (2) In section 4 insert in alphabetical order:

*qualified person* means —

- (a) the holder of —
  - (i) a Certificate III in Pathology Collection from a college as defined in the *Vocational Education and Training Act 1996* section 5(1); or
  - (ii) an equivalent qualification from an institution based in another State or Territory or overseas;

or

- (b) in relation to the taking of a sample of a particular type — a person, or class of persons, prescribed for the taking of that type of sample;

*sample* means a sample of blood, saliva, mucus, respiratory secretions or other material taken from a person;

**6. Section 7 amended**

In section 7(1) in the definition of *disease test approval* delete “blood”.

**7. Section 10 amended**

In section 10(2):

- (a) in paragraph (b) delete “of the suspected transferor’s blood;” and insert:

from the suspected transferor;

- (b) in paragraphs (d) and (e) delete “blood”.

**8. Section 12 amended**

In section 12 delete “blood” (each occurrence).

**9. Section 15 amended**

In section 15 in the definition of *disease test order* delete “blood”.

**10. Section 19 amended**

- (1) In section 19(1)(b) delete “blood”.

**s. 11**

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- (2) In section 19(2):
  - (a) in paragraph (b) delete “of the suspected transferor’s blood;” and insert:

from the suspected transferor;
  - (b) in paragraphs (d) and (e) delete “blood”.

**11. Section 22 amended**

- (1) In section 22(2):
  - (a) in paragraph (a) delete “blood”;
  - (b) in paragraph (b) delete “that blood” and insert:

the

- (2) In section 22(3) delete “blood”.

**12. Section 26 amended**

- (1) In section 26(1), (2) and (3) delete “blood”.
- (2) In section 26(4) delete “a blood” and insert:

the

- (3) In section 26(5) delete “blood”.

Note: The heading to amended section 26 is to read:

**Taking samples under disease test authorisation**

**13. Section 27 amended**

- (1) In section 27(1) delete “blood”.



(2) In section 27(2) delete “a blood” and insert:

the

Note: The heading to amended section 27 is to read:

**Analysis of samples**

**14. Section 28 amended**

In section 28 delete “a blood sample under a” and insert:

the sample under the

**15. Section 29 amended**

In section 29(2) delete “blood”.

**16. Section 30 amended**

In section 30 delete “blood”.

Note: The heading to amended section 30 is to read:

**Prohibition on use of samples for other purposes**

**17. Section 31 amended**

In section 31(2)(c) delete “blood”.

**18. Section 32 amended**

In section 32(2) delete “blood”.

Note: The heading to section 16 is to read:

**Application for order for testing of suspected transferor**

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