Western Australia

Health and Disability Services (Complaints) Act 1995
Health (Miscellaneous Provisions) Act 1911
Public Health Act 2016

Health Regulations Amendment (Abortion Legislation Reform) Regulations 2024

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Health and Disability Services (Complaints) Act 1995
Health (Miscellaneous Provisions) Act 1911
Public Health Act 2016

Health Regulations Amendment (Abortion Legislation Reform) Regulations 2024

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Health Regulations Amendment (Abortion Legislation Reform) Regulations 2024*.

2. Commencement

These regulations come into operation as follows —

(a) Part 1 — on the day on which these regulations are published on the WA legislation website;

(b) the rest of the regulations — on 27 March 2024.

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Part 2 — *Health and Disability Services (Complaints) Regulations 2010* amended

3. Regulations amended

This Part amends the *Health and Disability Services (Complaints) Regulations 2010*.

4. Schedule 1A Division 3 amended

Delete Schedule 1A Division 3 item 15.

5. Schedule 1A Division 7A inserted

After Schedule 1A Division 7 insert:

Division 7A — Offences under *Public Health Act 2016*

Item	Provision	Description of offence
1.	s. 202MN	Performance of abortion by unqualified person

Part 3 — *Health (Notifications by Midwives) Regulations 1994* amended

6. Regulations amended

This Part amends the *Health (Notifications by Midwives) Regulations 1994*.

7. Regulation 4 amended

In regulation 4(a) delete "stillbirth, or abortion; and" and insert:

stillbirth; and

Part 4 — *Public Health Regulations 2017* amended

8. Regulations amended

This Part amends the *Public Health Regulations 2017*.

9. Part 3A inserted

After regulation 13B insert:

Part 3A — Abortion

13C. Prescribing practitioner

(1) In this regulation —

endorsed midwife means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the midwifery profession whose registration is endorsed under section 94 of that Law.

(2) For the purposes of paragraph (b) of the definition of ***prescribing practitioner*** in section 202MD(1) of the Act, the following classes of registered health practitioners are prescribed —

(a) endorsed midwife;

(b) nurse practitioner.

Part 5 — Repeal

10. *Health (Section 335 (5) (d) Abortion Notice) Regulations 1998* repealed

The *Health (Section 335 (5) (d) Abortion Notice) Regulations 1998* are repealed.

N. HAGLEY, Clerk of the Executive Council

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