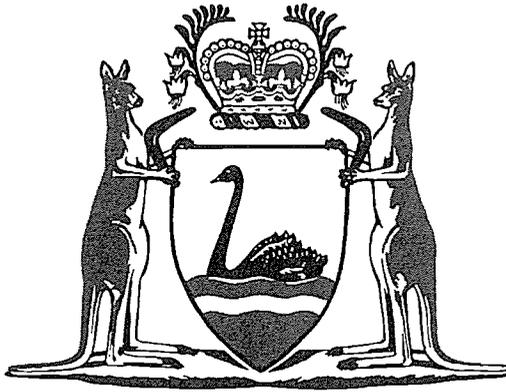


[3051]



Government Gazette

OF

WESTERN AUSTRALIA

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No. 79]

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[1985

HEALTH ACT 1911.

HEALTH
(VENEREAL DISEASES)
REGULATIONS 1973.

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Reprinted under the Reprints
Act 1984 as at 1 August 1985.

WESTERN AUSTRALIA.

HEALTH ACT 1911.

HEALTH (VENEREAL DISEASES) REGULATIONS 1973.

ARRANGEMENT.

Regulation.

1. Citation.
- [2. *Omitted.*]
- 2A. Interpretation.
- 2B. Part IXA of Act applies to non-infectious syphilis.
- 2C. Notification of non-infectious syphilis by medical practitioners.
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4. Form of warrant.
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6. Apprehension and detention following report.
7. Warrant where condition infectious.
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Appendix.

Reprinted under the Reprints
Act 1984 as at 1 August 1985.

WESTERN AUSTRALIA

HEALTH ACT 1911.

**HEALTH (VENEREAL DISEASES)
REGULATIONS 1973.**

Citation.

1. These regulations may be cited as the Health (Venereal Diseases) Regulations 1973.

[Reg. 2 omitted by No. 13 of 1984, s. 7(4)(f).]

Interpretation.

2A. In these regulations—

“the Act” means the Health Act 1911 as amended.

[Reg. 2A inserted by G.G. 9/5/75, p. 1298.]

Part IXA of Act applies to non-infectious syphilis.

2B. The non-infectious stages of syphilis are prescribed conditions of health to which Part IXA of the Act applies.

[Reg. 2B inserted by G.G. 4/6/82, p. 1792.]

Notification of non-infectious syphilis by medical practitioners.

2C. (1) A medical practitioner shall forthwith notify the Executive Director, Public Health in the form numbered 7 in the appendix on becoming aware that any person attended or treated by him is suffering from syphilis in a non-infectious stage.

Penalty: \$10.00

(2) The Executive Director, Public Health shall pay a fee of \$1.00 to a medical practitioner for each notification made to the Executive Director, Public Health by the medical practitioner under subregulation (1).

[Reg. 2C inserted by G.G. 4/6/82, p. 1792; amended by G.G. 29/6/84, p. 1782.]

Form of notice

3. The notice to be given by the Executive Director, Public Health pursuant to section 307(1) of the Act to any person believed or suspected to be suffering from venereal disease shall be according to the form numbered 1 in the appendix.

[Reg. 3 amended by G.G. 29/6/84, p. 1782.]

Form of warrant.

4. Whenever by reason of the non-production of the required certificate or, if produced, of the unsatisfactory nature thereof, the Executive Director, Public Health shall consider that the circumstances of the case require the issue of his warrant for the compulsory examination of such person, such warrant shall issue in the form numbered 2 in the appendix.

[Reg. 4 amended by G.G. 29/6/84, p. 1782.]

Attendance at compulsory examination.

5. Notice of the date, time and place of the compulsory examination referred to in the preceding regulation shall be given by post or by leaving the notice at the last known place of abode of the suspected person. If the suspected person fails to attend for examination in accordance with the requirements of the notice, the Executive Director, Public Health may issue a warrant in the form numbered 3 in the appendix for the apprehension of the suspected person for the purpose of examination aforesaid.

[Reg. 5 amended by G.G. 29/6/84, p. 1782.]

Apprehension and detention following report.

6. If, in the opinion of the Executive Director, Public Health, a report of examination is such as, in accordance with the provisions of section 307 of the Act, justifies the apprehension and detention of the person named in such report, the Executive Director, Public Health may issue his warrant accordingly and the warrant shall be in the form numbered 4 in the appendix.

[Reg. 6 amended by G.G. 29/6/84, p. 1782.]

Warrant where condition infectious.

7. The Executive Director, Public Health may, whenever the circumstances of the case so require, issue his warrant in the form numbered 5 in the appendix for the apprehension, if necessary, and further detention of any person suffering from venereal diseases in an infectious condition.

[Reg. 7 amended by G.G. 29/6/84, p. 1782.]

Effect of warrant.

8. Every warrant mentioned in these regulations shall be sufficient authority for the person or persons to whom it is directed—

- (a) to apprehend the person named therein;
- (b) to convey the person named therein to the place of examination or detention; and
- (c) to detain the person in the place of detention for the period specified in the warrant.

Warrant to be executed.

9. Every warrant issued under these regulations shall have effect according to its tenor and all officials of the Health Department and all governing authorities and officers of any hospital or place in which any person is detained under these regulations shall do all things necessary to carry into effect the provisions of these regulations.

[Reg. 9 amended by G.G. 29/6/84, p. 1782.]

Certain fees.

10. The appropriate fee for the purposes of section 300(2) and (2a) of the Act is, in each case, \$1.00

[Reg. 10 substituted by G.G. 18/2/79, p. 484.]

Certain forms.

11. The forms to be used for the purposes of sections 299, 300(1), 300(1a), 301, 303 and 304 shall be those numbered 6, 7, 7A, 8,9 and 10, respectively, in the appendix.

[Reg. 11 inserted by G.G. 9/5/75, p. 1298; amended by G.G. 5/8/77, p. 2545.]

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Appendix.

Form No. 1.

Western Australia.

Health Act 1911-1972

Health (Venereal Diseases) Regulations 1973.

REQUEST FOR MEDICAL CERTIFICATE.

To

of

TAKE NOTICE that, having reason to believe (or having reasonable grounds to suspect) that you are a person suffering from venereal disease, I hereby require you to consult a medical practitioner and to produce to my satisfaction within days of the service upon you of this notice a certificate under the hand of such medical practitioner that you are (or are not) suffering from venereal disease.

AND FURTHER TAKE NOTICE that if such certificate is not produced within the time stated or, if produced, is not to my satisfaction, a warrant for your compulsory examination may issue.

Dated at Perth this day of 19.

EXECUTIVE DIRECTOR,
PUBLIC HEALTH AND SCIENTIFIC SUPPORT SERVICES.

Form No. 2.

Western Australia.

Health Act 1911-1972.

Health (Venereal Diseases) Regulations 1973.

WARRANT FOR COMPULSORY EXAMINATION.

To

.....

Medical Officer of Health (or two medical practitioners).
WHEREAS on the day of 19, a notice issued pursuant to regulation 3 of the above regulations was served upon of requiring him (or her) to consult a medical practitioner and to produce to my satisfaction within days a certificate of such medical practitioner that the said is (or is not) suffering from venereal disease, and whereas the time stated in such notice has expired but the said has not produced the required certificate (or, and whereas the certificate produced by the said is not to my satisfaction).

THESE ARE THEREFORE to authorize and require you forthwith to examine the said to ascertain whether he (or she) is suffering from venereal disease and to report the result of such examination to me.

Given under my hand at Perth this day of , 19

EXECUTIVE DIRECTOR,
PUBLIC HEALTH AND SCIENTIFIC SUPPORT SERVICES.

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Form No. 3.

Western Australia.

Health Act 1911-1972.

Health (Venereal Diseases) Regulations 1973.

**WARRANT FOR APPREHENSION AND DETENTION OF
PERSON SUFFERING FROM VENEREAL DISEASE.**

To all Public Health Officials under the Health Act 1911-1972, and to the Officer in Charge of the Gaol Hospital at

WHEREAS on the _____ day of _____, 19____, a warrant for the compulsory examination pursuant to regulation 4 of the above regulations, of _____ a person believed or suspected to be suffering from venereal disease was issued but such person failed to attend at the appointed time and place as required by notice, in exercise of the powers conferred upon me by regulation 5 I hereby order you the said Public Health Officials forthwith to apprehend the said _____ and convey him (or her) to _____ for the purpose of examination in accordance with the terms of the warrant aforesaid.

Given under my hand at Perth this _____ day of _____, 19____.

EXECUTIVE DIRECTOR,
PUBLIC HEALTH AND SCIENTIFIC SUPPORT SERVICES.

Form No. 4.

Western Australia.

Health Act 1911-1972.

Health (Venereal Diseases) Regulations 1973.

**WARRANT FOR APPREHENSION AND DETENTION OF
PERSON SUFFERING FROM VENEREAL DISEASE.**

To all Public Health Officials under the Health Act 1911-1972, and to the Officer in Charge of the Hospital at

WHEREAS on the _____ day of _____, 19____, a warrant for the compulsory examination pursuant to regulation 4 of the above regulations of _____ a person believed or suspected to be suffering from venereal disease was issued and in consequence of such examination it has been reported to me that the said _____ is suffering from venereal disease in an infectious stage and is likely unless detained, to infect other persons.

IN EXERCISE of the powers conferred upon me by section 307 of the Health Act 1911-1972, I hereby order you the said Public Health Officials forthwith to apprehend the said _____ and convey him (or her) to the

_____ Hospital at _____ (or to convey the said _____ from the hospital or other place at which he is now an inmate to the gaol hospital at _____) and deliver him (or her) to the officer in charge thereof.

AND I ORDER YOU the officer in charge of the said _____ hospital to receive the said _____ into your care and to detain him (or her) for the period of two weeks or until his discharge shall be sooner ordered.

AND I FURTHER ORDER such bacteriological and other examinations and investigations as may reasonably be necessary to be made of and in respect of the said _____ during such detention.

Given under my hand at Perth this _____ day of _____, 19____.

EXECUTIVE DIRECTOR,
PUBLIC HEALTH AND SCIENTIFIC SUPPORT SERVICES.

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Form No. 5.

Western Australia.

Health Act 1911-1972.

Health (Venereal Diseases) Regulations 1973.

WARRANT FOR (APPREHENSION AND) FURTHER DETENTION OF PERSON SUFFERING FROM VENEREAL DISEASE.

To all Public Health Officials under the Health Act 1911-1972, and to the Officer in Charge of the Hospital at .

WHEREAS on the day of , 19 , a warrant for the apprehension and detention of a person reported to be suffering from venereal disease was issued and pursuant thereto the said was on the day of , 19 , apprehended and conveyed to the hospital at .

AND WHEREAS the period of detention stated in the warrant having expired it appears to me that the said is suffering from venereal disease in an infectious condition and that it is necessary in the interests of the public further to detain the (or WHEREAS the said has absconded from the place of detention aforesaid) I THEREFORE AUTHORIZE AND REQUIRE you the said Public Health Officials to apprehend the said and convey him (or her) to the hospital at and deliver him (or her) to the officer in charge thereof and I AUTHORIZE AND REQUIRE you the said Officer in Charge of the said hospital to receive the said into your care and to detain the said for a further period of weeks or until his (or her) discharge shall be sooner ordered.

AND I HEREBY DIRECT that the said shall be subject during such detention to any such treatment and examination as I may think necessary in the circumstances.

Given under my hand at Perth this day of , 19 .

EXECUTIVE DIRECTOR, PUBLIC HEALTH AND SCIENTIFIC SUPPORT SERVICES.

Form No. 6.

Western Australia.

Health Act 1911 (as amended).

Section 299(2).

NOTIFICATION OF CHANGE OF MEDICAL ADVISER.

Date

Address

Dr.

I have to inform you that your former patient, who is suffering fromhas now placed himself/herself under my care.

Signature of Medical Practitioner.

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Form No. 7.

Western Australia.

Health Act 1911 (as amended).

Part IXA and section 300 (1).

NOTIFICATION OF VENEREAL DISEASE.

To the Executive Director, Public Health and Scientific Support Services:

I have this day become aware that a person attended or treated by me is suffering from a venereal disease in a non-infectious*/infectious* stage as follows:

Disease:

- GONORRHOEA
- GRANULOMA INGUINALE
- SOFT SORE (chancroid)
- SYPHILIS (primary)
- SYPHILIS (secondary)
- SYPHILIS (early latent)
- SYPHILIS (late latent)
- SYPHILIS (tertiary)
- SYPHILIS (early congenital)
- SYPHILIS (late congenital)

Patient:

- Male
- Female
- Age

I believe that I am the first medical practitioner to have been consulted by the abovementioned person for this particular infection.*

Medical practitioner Stamp or block
 Letters please

Place:

Date:

Signature of medical practitioner:

*Please delete if inapplicable.

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Form No. 7A.
 Western Australia.
 Health Act 1911 (as amended).
 Section 300(1a).

LABORATORY NOTIFICATION OF
 POSITIVE VENEREAL DISEASE TEST RESULTS

To the Executive Director, Public Health and Scientific Support Services:

Compulsory notification by Clinical Laboratories of the positive results of tests for the detection of venereal disease, pursuant to section 300(1a) of the Health Act 1911 as amended.

Please tick ALL BOXES of POSITIVE RESULTS:

NEISSERIA GONORRHOEAE	Type of Test	MICROSCOPY: <input type="checkbox"/> CULTURE: <input type="checkbox"/>
SYPHILIS	Type of Test	Dark Ground Illumination: <input type="checkbox"/> V.D.R.L. <input type="checkbox"/> and Titre:..... F.T.A.(Abs.) <input type="checkbox"/> T.P.H.A. <input type="checkbox"/> OTHER TESTS DETAILS
CHANCROID and GRANULOMA INGUINALE	Type and Details of Positive Test(s):	

PATIENT'S	Age	Sex	Specimen Laboratory No.
REFERRING DOCTOR	Name: Address:		
NOTIFYING LABORATORY	Name: Address: Signature:		Date:

8

Form No. 8.

Western Australia.

Health Act 1911 (as amended).

Section 301.

NOTIFICATION OF NON-ATTENDANCE
(VENEREAL DISEASE).

To the Executive Director, Public Health and Scientific Support Services:

This is to notify you that a period of 10 days has elapsed since the day on which

.....
(name of patient)

of
(address of patient)

who was suffering from
(disease)

ought to have attended me for treatment, or caused himself to be attended by me for treatment, and failed to do so.

I have not received notice from any other practitioner that the patient has changed his medical adviser.

MEDICAL PRACTITIONER Stamp or
Block Letters
Please

Place.....

Date.....

Signature of
Medical Practitioner.....

Form No. 9.

Western Australia.

Health Act 1911 (as amended).

Section 303.

CERTIFICATE OF CURE.

Date

Address

I certify that to the best of my knowledge and belief.....

.....is not at this date suffering from venereal disease in any form.

.....
Signature of
Medical Practitioner.

This certificate is not to be regarded as a guarantee of cure, for the reason that it is frequently impossible to definitely detect evidence of sexual disease. By it, the medical attendant implies that as a result of his observations he can no longer detect signs or symptoms of sexual disease.

No one should regard himself cured of syphilis unless he has been under active treatment for at least two years.

In the case of gonorrhoea, the cessation of all visible discharge does not of itself definitely indicate that the patient is non-infectious.

Form No. 10.

Western Australia

Health Act 1911 (as amended).

Section 304(2).

CERTIFICATE OF CURE.

Date

Address

To the Executive Director, Public Health and Scientific Support Services:

I certify that to the best of my knowledge and belief

.....is not at this date suffering from venereal disease in an infectious stage.

Signature of
Medical Practitioner.

[Appendix amended by G.G. 9/5/75, p. 1298-9; G.G. 4/6/82, p. 1792-3; G.G. 29/6/84, p. 1782.]

NOTES.

1. Published in the *Government Gazette* on 2 March 1973 at pp. 587-89.
2. The reprint incorporates the amendments published in the *Gazette* as set out in the Table of Amendments below.

Table of Amendments.

Date of <i>Government Gazette</i>	Page Numbers	Day of Commencement
9/5/75	1298-9	9/5/75
18/2/77	484	18/2/77
5/8/77	2545	5/8/77
4/6/82	1792-3	4/6/82
29/6/84	1780-2	1/7/84

