



Western Australia

# **Health (School Dental Therapists) Regulations 1974**

Compare between:

[07 Dec 2004, 01-b0-02] and [15 Dec 2006, 01-c0-08]



Western Australia

Health Act 1911

## **Health (School Dental Therapists) Regulations 1974**

### **1. Citation**

These regulations may be cited as the *Health (School Dental Therapists) Regulations 1974*<sup>1</sup>.

[*Regulation 1 amended in Gazette 5 Dec 1986 p. 4465.*]

[~~2-4.~~ *Repealed Deleted in Gazette 31 Dec 1996 p. 7433.*]

### **5. Medical history and consent to be obtained before treatment**

- (1) A school dental therapist shall not commence treatment for any child unless —
  - (a) in the case of initial treatment —
    - (i) a medical history of the child and a consent for treatment is obtained from a parent or guardian of the child; and
    - (ii) the supervising dental officer, having read the medical history and the consent for treatment, has prescribed the necessary treatment;
  - or
  - (b) in the case of subsequent treatment —
    - (i) an updated medical history of the child showing no change in the child's health status is obtained from a parent or guardian of the child; and

- (ii) a supervising dental officer has examined the child within the preceding 4 years.
- (2) The medical history, the consent for treatment and the updated medical history referred to in subregulation (1) —
  - (a) shall be in a form approved by the ~~Commissioner of Health~~[CEO](#); and
  - (b) may be obtained from a person who has responsibility for the day to day care of the child and with whom the child is living if it is not reasonably practicable to obtain it from a parent or guardian.
- (3) A school dental therapist who contravenes subregulation (1) commits an offence and is liable to —
  - (a) a penalty which is not more than \$1 000 and not less than —
    - (i) in the case of a first offence, \$100;
    - (ii) in the case of a second offence, \$200; and
    - (iii) in the case of a third or subsequent offence, \$500;
  - and
  - (b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

*[Regulation 5 inserted in Gazette 5 Dec 1986 p. 4465; amended in Gazette 23 Dec 1988 p. 4973; 7 Dec 2004 p. 5783; [15 Dec 2006 p. 5624.](#)]*

*[6. ~~Repealed~~[Deleted](#) in Gazette 31 Dec 1996 p. 7433.]*

*[Schedule ~~repealed~~[deleted](#) in Gazette 31 Dec 1996 p. 7433.]*

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## Notes

- <sup>1</sup> This is a compilation of the *Health (School Dental Therapists) Regulations 1974* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

### Compilation table

Citation	Gazettal	Commencement
<i>Health Act (School Dental Therapists) Regulations 1974</i> <sup>2</sup>	22 Mar 1974 p. 933-5	22 Mar 1974
<i>Health Legislation Amendment Regulations 1984</i>	29 Jun 1984 p. 1780-4	1 Jul 1984 (see r. 2)
<i>Health (School Dental Therapists) Amendment Regulations 1986</i>	5 Dec 1986 p. 4465	5 Dec 1986
<i>Health (Offences and Penalties) Amendment Regulations (No. 2) 1988</i> Pt. 10	23 Dec 1988 p. 4970-5	23 Dec 1988
<i>Health (School Dental Therapists) Amendment Regulations 1996</i>	31 Dec 1996 p. 7433	1 Jan 1997 (see r. 2 and <i>Gazette</i> 31 Dec 1996 p. 7427)
<b>Reprint of the <i>Health (School Dental Therapists) Regulations 1974</i> at 15 Nov 2002</b> (includes amendments listed above)		
<i>Health (School Dental Therapists) Amendment Regulations 2004</i>	7 Dec 2004 p. 5783	7 Dec 2004
<a href="#"><i>Health (School Dental Therapists) Amendment Regulations 2006</i></a>	<a href="#">15 Dec 2006</a> <a href="#">p. 5623-4</a>	<a href="#">15 Dec 2006</a>

- <sup>2</sup> Now known as the *Health (School Dental Therapists) Regulations-1974*; citation changed (see note under r. 1).