

Authorised Version

**Public Health and Wellbeing Amendment
Regulations 2018**

S.R. No. 99/2018

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Authorised Version

STATUTORY RULES 2018

S.R. No. 99/2018

Public Health and Wellbeing Act 2008

**Public Health and Wellbeing Amendment
Regulations 2018**

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council, makes the following Regulations:

Dated: 10 July 2018

Responsible Minister:

JILL HENNESSY
Minister for Health

ANDREW ROBINSON
Clerk of the Executive Council

1 Objective

The objective of these Regulations is to amend the Public Health and Wellbeing Regulations 2009—

- (a) to prescribe infectious diseases to be a notifiable condition;
- (b) to prescribe medical conditions to be a notifiable condition;
- (c) to prescribe the notification details and the period within which a registered medical practitioner must notify the Secretary of a notifiable condition;
- (d) to prescribe the notification details and the period within which the person in charge of a pathology service must notify the Secretary of a notifiable condition.

2 Authorising provisions

These Regulations are made under sections 232 and 238 of the **Public Health and Wellbeing Act 2008**.

3 Commencement

These Regulations come into operation on 1 September 2018.

4 Principal Regulations

In these Regulations, the Public Health and Wellbeing Regulations 2009¹ are called the Principal Regulations.

5 Notifiable conditions and micro-organisms

For regulation 70(1) of the Principal Regulations **substitute—**

"(1) For the purposes of the definition of *notifiable condition* in section 3(1) of the Act, the prescribed infectious diseases and the prescribed medical conditions are the infectious diseases and the medical conditions set out in Part 1 and Part 2 of Schedule 4 and Part 1 and Part 2 of Schedule 6."

6 Regulation 71 substituted

For regulation 71 of the Principal Regulations **substitute—**

**"71 Notification of notifiable conditions—
registered medical practitioners**

For the purposes of section 127(2)(a) of the Act—

(a) for a notifiable condition set out in item 1 of Part 1 of Schedule 4—

- (i) the prescribed period is the period set out in item 2 of Part 1 of Schedule 4; and
 - (ii) the notification details to be provided are the details set out in Part 3 of Schedule 4; and
- (b) for a notifiable condition set out in item 1 of Part 2 of Schedule 4—
- (i) the prescribed period is the period set out in item 2 of Part 2 of Schedule 4; and
 - (ii) the notification details to be provided are the details set out in Part 3 of Schedule 4."

7 Regulation 72 substituted

For regulation 72 of the Principal Regulations
substitute—

"72 Notification of notifiable conditions—the person in charge of a pathology service

For the purposes of section 128(2)(a) of the Act—

- (a) for a notifiable condition set out in item 1 of Part 1 of Schedule 6—
 - (i) the prescribed period is the period set out in item 2 of Part 1 of Schedule 6; and
 - (ii) the notification details to be provided are the details set out in Part 3 of Schedule 6; and

- (b) for a notifiable condition set out in item 1 of Part 2 of Schedule 6—
 - (i) the prescribed period is the period set out in item 2 of Part 2 of Schedule 6; and
 - (ii) the notification details to be provided are the details set out in Part 3 of Schedule 6."

8 Schedule 4 substituted

For Schedule 4 of the Principal Regulations substitute—

"Schedule 4—Registered medical practitioners—notifiable conditions, notification details and periods

Part 1—Notifiable conditions requiring immediate notification

1 Infectious diseases or medical conditions prescribed to be a notifiable condition

- 1.1 Anthrax
- 1.2 Botulism
- 1.3 Cholera
- 1.4 Diphtheria
- 1.5 Food-borne and water-borne illness (two or more related cases)
- 1.6 Haemolytic Uraemic Syndrome (HUS)
- 1.7 Haemophilus influenza, type b infection (meningitis, epiglottitis, other invasive infections)
- 1.8 Hepatitis A

- 1.9 Japanese encephalitis
 - 1.10 Legionellosis
 - 1.11 Listeriosis
 - 1.12 Measles
 - 1.13 Meningococcal infection (invasive)
 - 1.14 Middle East Respiratory Syndrome coronavirus (MERS-CoV)
 - 1.15 Murray Valley encephalitis virus infection
 - 1.16 Paratyphoid
 - 1.17 Plague
 - 1.18 Poliovirus infection
 - 1.19 Rabies
 - 1.20 Severe Acute Respiratory Syndrome (SARS)
 - 1.21 Smallpox
 - 1.22 Tularaemia
 - 1.23 Typhoid
 - 1.24 Viral haemorrhagic fevers
 - 1.25 Yellow fever
- 2 Prescribed period for notifiable conditions prescribed by item 1 of Part 1**
- 2.1 The prescribed period is immediate notification by telephone of an initial diagnosis whether presumptive or confirmed.

**Part 2—Notifiable conditions
requiring written notification
within 5 days of initial diagnosis**

**1 Infectious diseases or medical conditions
prescribed to be a notifiable condition**

- 1.1 Brucellosis
- 1.2 Chikungunya virus infection
- 1.3 Creutzfeldt-Jakob disease (CJD)
- 1.4 Variant Creutzfeldt-Jakob disease (vCJD)
- 1.5 Cryptosporidiosis
- 1.6 Dengue virus infection
- 1.7 *Donovanosis
- 1.8 *Gonococcal infection
- 1.9 Hepatitis B (newly acquired)
- 1.10 Hepatitis B (unspecified)
- 1.11 Hepatitis C (newly acquired)
- 1.12 Hepatitis C (unspecified)
- 1.13 Hepatitis D
- 1.14 Hepatitis E
- 1.15 *Human Immunodeficiency Virus (HIV) infection
- 1.16 Leprosy
- 1.17 Lyssavirus—Australian Bat lyssavirus
- 1.18 Lyssavirus—other (specify)
- 1.19 Malaria
- 1.20 Mumps
- 1.21 *Mycobacterium ulcerans*

- 1.22 Pertussis
 - 1.23 Pneumococcal infection (invasive)
 - 1.24 Q Fever
 - 1.25 Rubella
 - 1.26 Congenital Rubella
 - 1.27 Salmonellosis
 - 1.28 Shigatoxin and verotoxin producing
Escherichia coli (STEC/VTEC)
 - 1.29 Shigellosis
 - 1.30 *Syphilis (less than 2 years duration)
 - 1.31 *Syphilis (2 years or more duration or
unspecified)
 - 1.32 *Congenital syphilis
 - 1.33 Tetanus
 - 1.34 Tuberculosis
 - 1.35 Varicella zoster infection (chickenpox)
 - 1.36 Varicella zoster infection (shingles)
 - 1.37 West Nile/Kunjin virus infection
- 2 Prescribed period for notifiable conditions
prescribed by item 1 of Part 2**
- 2.1 Written notification of the notification
details listed in Part 3, within 5 days of
initial diagnosis.

Part 3—Notification details to accompany a notification given within a period prescribed by item 2 of Part 1 or item 2 of Part 2

1 Notification details—case information

- 1.1 Family name (First two letters of family name only for those conditions marked with *)
- 1.2 Given name(s) (First two letters of given name only for those conditions marked with *)
- 1.3 Date of birth
- 1.4 Sex
- 1.5 Aboriginal or Torres Strait Islander status
- 1.6 Residential address (postcode only for those conditions marked with *)
- 1.7 Contact details of patient/parent/guardian (not notified for those conditions marked with *)

2 Notification details—clinical information

- 2.1 Notifiable condition
- 2.2 Mortality details
- 2.3 Morbidity details
- 2.4 Illness history and details

3 Notification details—risk factor information

- 3.1 Risk factor details

4 Notification details—reporting medical practitioner information

- 4.1 Family name
- 4.2 Given name(s)
- 4.3 Health service/clinic/practice name
- 4.4 Health service/clinic/practice address
- 4.5 Contact details
- 4.6 Medicare provider number or AHPRA registration number
- 4.7 Report date".

9 Schedule 6 substituted

For Schedule 6 of the Principal Regulations
substitute—

**"Schedule 6—Pathology services—
notifiable conditions, notification
details and periods**

**Part 1—Notifiable conditions
requiring immediate notification**

**1 Infectious diseases or medical conditions
prescribed to be a notifiable condition**

- 1.1 Anthrax
- 1.2 Botulism
- 1.3 Cholera
- 1.4 Diphtheria
- 1.5 Food-borne and water-borne illness
(two or more related cases)
- 1.6 Haemophilus influenza, type b
infection (meningitis, epiglottitis,
other invasive infections)

- 1.7 Hepatitis A
 - 1.8 Japanese encephalitis
 - 1.9 Legionellosis
 - 1.10 Listeriosis
 - 1.11 Measles
 - 1.12 Meningococcal infection (invasive)
 - 1.13 Middle East Respiratory Syndrome coronavirus (MERS-CoV)
 - 1.14 Murray Valley encephalitis virus infection
 - 1.15 Paratyphoid
 - 1.16 Plague
 - 1.17 Poliovirus infection
 - 1.18 Rabies
 - 1.19 Severe Acute Respiratory Syndrome (SARS)
 - 1.20 Smallpox
 - 1.21 Tularaemia
 - 1.22 Typhoid
 - 1.23 Viral haemorrhagic fevers
 - 1.24 Yellow fever
- 2 Prescribed period for notifiable conditions prescribed by item 1 of Part 1**
- 2.1 The prescribed period is immediate notification by telephone whether presumptive or confirmed. Followed by written notification of the notification details listed in Part 3, within 5 days of obtaining the result of the test indicating that the person has or may have any notifiable condition.

**Part 2—Notifiable conditions
requiring written notification
within 5 days of initial diagnosis**

**1 Infectious diseases or medical conditions
prescribed to be a notifiable condition**

- 1.1 Arbovirus infections—other arbovirus infections
- 1.2 Barmah Forest virus infection
- 1.3 Blood lead greater than 5µg/dL
- 1.4 Brucellosis
- 1.5 Campylobacter infection
- 1.6 Chikungunya virus infection
- 1.7 **Chlamydia trachomatis* infection
- 1.8 Creutzfeldt-Jakob disease (CJD)
- 1.9 Variant Creutzfeldt-Jakob disease (vCJD)
- 1.10 Cryptosporidiosis
- 1.11 Dengue virus infection
- 1.12 *Donovanosis (*Klebsiella granulomatis* infection)
- 1.13 *Gonococcal infection
- 1.14 Hepatitis B (newly acquired)
- 1.15 Hepatitis B (unspecified)
- 1.16 Hepatitis C (newly acquired)
- 1.17 Hepatitis C (unspecified)
- 1.18 Hepatitis D
- 1.19 Hepatitis E
- 1.20 Hepatitis (other viral)

- 1.21 *Human Immunodeficiency Virus (HIV) infection
- 1.22 Influenza
- 1.23 Leprosy
- 1.24 Leptospirosis
- 1.25 Lyssavirus—Australian Bat lyssavirus
- 1.26 Lyssavirus—other (specify)
- 1.27 Malaria
- 1.28 Mumps
- 1.29 *Mycobacterium ulcerans*
- 1.30 Pertussis
- 1.31 Pneumococcal infection (invasive)
- 1.32 Psittacosis (ornithosis)
- 1.33 Q Fever
- 1.34 Ross River virus infection
- 1.35 Rotavirus infection
- 1.36 Rubella
- 1.37 Congenital rubella
- 1.38 Salmonellosis
- 1.39 Shigatoxin and verotoxin producing *Escherichia coli* (STEC/VTEC)
- 1.40 Shigellosis
- 1.41 *Syphilis (less than 2 years duration)
- 1.42 *Syphilis (2 years or more duration or unspecified)
- 1.43 *Congenital syphilis
- 1.44 Tetanus
- 1.45 Tuberculosis

1.46 Varicella zoster infection

1.47 West Nile/Kunjin virus infection

2 Prescribed period for notifiable conditions prescribed by item 1 of Part 2

2.1 Written notification of the notification details listed in Part 3, within 5 days of obtaining the result of the test indicating that the person has or may have any notifiable condition.

Part 3—Notification details to accompany a notification given within a period prescribed by item 2 of Part 1 or item 2 of Part 2

1 Notification details—case information

1.1 Family name (First two letters of family name only for those conditions marked with *)

1.2 Given name(s) (First two letters of given name only for those conditions marked with *)

1.3 Date of birth

1.4 Sex

1.5 Residential address (postcode only for those conditions marked with *)

2 Notification details—clinical information

2.1 Notifiable condition

2.2 If the notifiable condition is blood lead greater than 5µg/dL, whether or not the test was requested as part of routine biological monitoring as prescribed by regulation 196, 197 or 198 of the

Occupational Health and Safety
Regulations 2017

2.3 Specimen details

2.4 Clinical notes

3 Notification details—testing information

3.1 Test details

3.2 Result details

4 Notification details—requesting medical practitioner information

4.1 Family name

4.2 Given name(s)

4.3 Health service/clinic/practice name

4.4 Health service/clinic/practice address

4.5 Contact details

4.6 Medicare provider number or AHPRA
registration number

4.7 Request date

5 Notification details—pathology service information

5.1 Name of person authorising results

5.2 Pathology service name

5.3 Pathology service address

5.4 Contact telephone number

5.5 NATA accreditation number

5.6 Report date".

Endnotes

- ¹ Reg. 4: S.R. No. 178/2009. Reprint No. 1 as at 20 November 2014.
Reprinted to S.R. No. 143/2013. Subsequently amended by
S.R. Nos 170/2015, 3/2016, 58/2016 and 53/2017.