

## Health and Other Legislation Amendment Bill 2022

**Submission No:** 10  
**Submitted by:** West Moreton Health  
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**Submitter Comments:**

**From:** [REDACTED]  
**To:** [Health and Environment Committee](#)  
**Cc:** [REDACTED]  
**Subject:** RESPONSE MD09223052 : Submission Response for Inquiry into the Health and Other Legislation Amendment Bill 2022  
**Date:** Wednesday, 11 January 2023 9:27:54 AM  
**Attachments:** [image009.png](#)  
[image011.png](#)  
[image003.png](#)

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Good morning

Please find below a submission from West Moreton Health in relation to the key amendments to the *Health and Other Legislation Amendment Bill 2022*.

<b>Key Amendment</b>	<b>Submission</b>
Requiring Hospital and Health Boards and Hospital and Health Services to proactively consider ways to support staff health, safety and wellbeing ( <i>Hospital and Health Boards Act 2011</i> )	Nil response.
Allowing disclosure of information about individuals working with medicines or poisons, if in the public interest ( <i>Medicines and Poisons Act 2019</i> )	Nil response.
Enabling Qld Health to disclose confidential medicines and poisons information for regulation, safety and compliance purposes ( <i>Medicines and Poisons Act 2019</i> )	Nil response.
Clarifying the meanings of fumigation activity, pest control activity and the definition of primary producer, in relation to authorisation for use of fumigants and pesticides ( <i>Medicines and Poisons Act 2019</i> )	Nil response.
Establishing a statutory framework for recording tribunal proceedings and providing access to records and transcripts ( <i>Recording of Evidence Act 1962</i> )	Nil response.
Clarifying and restricting access to copies of records or transcriptions of Mental Health Review Tribunal proceedings ( <i>Mental Health Act 2016</i> )	Nil response.
Changing requirements for adults waiving the right to representation in Mental Health Review Tribunal proceedings ( <i>Mental Health Act 2016</i> )	Nil response.

<p>Authorising schools to disclose student information to Qld Health's vision screening health service (<i>Public Health Act 2005</i>)</p>	<p>West Moreton Health respectfully submits:</p> <p>Where a Service employs a contractor (the Provider) to conduct an immunisation health service for students (i.e., Queensland Health funded school immunisation program), the Provider can be provided with the student information; however, the Service cannot have this information to cross-reference student data with immunised data even though the Service has overall coordination and funding responsibility for the program.</p> <p>As it currently stands, the Service cannot ask the Provider for the data, even though it can direct the school principal to provide the data. If the program was delivered by the Service (i.e., they gave the vaccinations) and not via the Provider, then the Service would request and receive the information.</p> <p>On this basis, an amendment is required to the Act to clearly allow a Service to also request, and the school principal to disclose, the student information or allow the Service to ask the Provider to provide the student information to allow for suitable review of student immunisation levels.</p> <p>The suggested amendment is as follows:</p> <p>(2) The school principal must, within a reasonable period, disclose the information <u>requested to the Service and Provider</u>, if the school principal receives, or has received, a notice under section 213AC stating that the Service or entity that requested the information is the school health program provider.</p>
<p>Extending notification requirements for the Queensland Cancer Register and enabling additional data to be collected (<i>Public Health Act 2005</i>)</p>	<p>Nil response.</p>
<p>Creating a new offence for failure to ensure a person does not receive greater than a specified dose of ionising radiation (<i>Radiation Safety Act 1999</i>)</p>	<p>Nil response.</p>
<p>Enabling low risk radioactive material to be exempted from requirements (eg disposal requirements) (<i>Radiation Safety Act 1999</i>)</p>	<p>Nil response.</p>

Changing requirements for doctors to purchase human tissue products approved by the Therapeutic Goods Administration's 'Special Access Scheme' ( <i>Transplantation and Anatomy Act 1979</i> )	Nil response.
Ensuring consistent consent processes for human tissue and organ donation across public and private hospitals ( <i>Transplantation and Anatomy Act 1979</i> )	Nil response.
Removing the requirement for print newspaper publication of water fluoridation decision and implementation notices ( <i>Water Fluoridation Act 2008</i> ).	Nil response.

Kind regards



**West Moreton Health**

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*West Moreton Health acknowledges the Jagera, Yuggera and Ugarapul people, Traditional Owners of the land, and pays respect to Elders past, present and emerging.*

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