

# **CLAUSE NOTES**

## ***Medical Radiation Science Professionals Registration (Repeal) Bill 2011***

<b>PART 1</b>	<b>Preliminary</b>
<b>Clause 1</b>	<b>Short Title</b>
<b>Clause 2</b>	<p><b>Commencement</b></p> <p>This clause provides that the Act will commence on Royal Assent other than Parts 3, 4, 5 and 6 which will instead commence on 1 July 2012. This is the date on which relevant changes under the Health Practitioner Regulation National Law come into operation.</p>
<b>PART 2</b>	<b>Health Practitioner Regulation National Law (Tasmania) Act 2010 amended</b>
<b>Clause 3</b>	<p><b>Principal Act</b></p> <p>This clause provides that the principal Act being amended in this Part is the <i>Health Practitioner Regulations National Law (Tasmania) Act 2010</i>.</p>
<b>Clause 4</b>	<p><b>Section 9 amended (Interpretation)</b></p> <p>This clause provides that section 9 of the Principal Act is to amend the definition of “former health practitioner registration Act” by including the <i>Medical Radiation Science Professionals Registration Act 2000</i> in the list of former health practitioner registration Acts.</p>
<b>PART 3</b>	<b>Health Complaints Act 1995 Amended</b>
<b>Clause 5</b>	<p><b>Principal Act</b></p> <p>This clause provides that the principal Act being amended in this Part is the <i>Health Complaints Act 1995</i>.</p>
<b>Clause 6</b>	<p><b>Section 30 amended (Withdrawal of complaint)</b></p> <p>This clause amends section 30 of the Principal Act to correct incorrect section references.</p>
<b>Clause 7</b>	<p><b>Section 36 amended (Commissioner may end conciliation)</b></p> <p>This clause amends section 36 of the Principal Act to correct</p>

	incorrect section references.
<b>Clause 8</b>	<b>Section 40 amended (Matters that may be investigated)</b> This clause amends section 40 of the Principal Act to correct incorrect section references.
<b>Clause 9</b>	<b>Section 43 amended (Conduct of investigation)</b> This clause amends section 43 of the Principal Act to correct incorrect section references.
<b>Clause 10</b>	<b>Section 58 amended (Investigation of complaints or grievances by a local registration board)</b> This clause amends section 58 of the Principal Act to correct incorrect section references.
<b>Clause 11</b>	<b>Schedule 2 repealed</b> This clause repeals Schedule 2 which currently lists local registration Boards, as the Medical Radiation Science Professionals Registration Board was the last local registration Board and will no longer exist.
<b>Part 4</b>	<b>Pharmacy Control Act 2001 Amended</b>
<b>Clause 12</b>	<b>Principal Act</b> This clause provides that the principal Act being amended in this Part is the <i>Pharmacy Control Act 2001</i> .
<b>Clause 13</b>	<b>Section 3 amended (Interpretation)</b> This clause provides that section 3 of the Principal Act is to be amended by omitting the definition of “registration board” and substituting it with a new definition providing that “registration board” means a board established under section 31 of the <i>Health Practitioner Regulation National Law (Tasmania)</i> . This is because section 3 currently also refers to the Medical Radiation Science Professionals Registration Board which will no longer exist.
<b>Part 5</b>	<b>Public Health Act 1997 Amended</b>
<b>Clause 14</b>	<b>Principal Act</b> This clause provides that the principal Act being amended in this Part is the <i>Public Health Act 1997</i> .
<b>Clause 15</b>	<b>Section 94 amended (Application of Division 3)</b> This clause provides that the repealed Act is omitted from

	section 94 of the Principal Act. This is because activities carried out under the Health Practitioner Regulation National Law (Tasmania) is already captured by that section.
<b>Part 6</b>	<b>Legislation Repealed and Rescinded</b>
<b>Clause 16</b>	<p><b>Legislation repealed</b></p> <p>This clause provides that the legislation set out in Schedule 1 of the Act is repealed, being the <i>Medical Radiation Science Professionals Registration Act 2000</i>.</p>
<b>Clause 17</b>	<p><b>Legislation rescinded</b></p> <p>This clause provides that the legislation set out in Schedule 2 of the Act is rescinded, being regulations made under the <i>Medical Radiation Science Professionals Registration Act 2000</i>.</p>
<b>Part 7</b>	<b>Repeal of Act</b>
<b>Clause 18</b>	<p><b>Repeal of Act</b></p> <p>This clause provides that the amendment Act is repealed on 30 June 2013, 12 months from the day on which it substantively commences. The repeal will not affect the operation of the amendments made.</p>
<b>Schedule 1</b>	<p><b>Legislation Repealed</b></p> <p>Schedule 1 lists the <i>Medical Radiation Science Professionals Registration Act 2000</i> (No. 65 of 2000), which is repealed by operation of section 16.</p>
<b>Schedule 2</b>	<p><b>Legislation Rescinded</b></p> <p>Schedule 2 lists the <i>Medical Radiation Science Professionals Regulations 2003</i> and the <i>Medical Radiation Science Professionals Registration (Fees) Regulations 2008</i>, which are rescinded by operation of section 17.</p>