

Pathology Services Accreditation (Further Amendment) Bill

No.

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LEGISLATIVE COUNCIL

Read 1° 27 November 1990

(Brought in by the Honourable C. J. Hogg)

A BILL

to amend the **Pathology Services Accreditation Act 1984** and for other purposes.

Pathology Services Accreditation (Further Amendment) Act 1990

The Parliament of Victoria enacts as follows:

1. *Purpose*

The purposes of this Act are—

- 5 (a) to exclude certain tests from the operation of the **Pathology Services Accreditation Act 1984**; and
- (b) to make various other changes to that Act.

2. *Commencement*

This Act comes into operation on the day it receives the Royal Assent.

Section headings appear in bold italics and are not part of the Act (see **Interpretation of Legislation Act 1984**).

No. 10083 as
amend d by
Nos 40/1986,
25/1988 and
57/1989.

3. Principal Act

In this Act, the **Pathology Services Accreditation Act 1984** is called the Principal Act.

4. Definition of scientist

In section 3 (1) of the Principal Act, in paragraph (a) of the definition of “Scientist”, after “science” **insert** “or prescribed sciences”.

5. Functions of the Board

In section 9 (d) of the Principal Act, after “exempted tests” **insert** “and which exempted tests should be prescribed to be non-regulated tests”.

6. Register

- (1) After section 11 (2) of the Principal Act **insert—**
 - “(3) The register may be inspected at the office of the Board by any person during office hours without charge. 15
 - (4) A person may obtain a copy of, or an extract from, the register on payment of the prescribed fee.”.
- (2) In section 40 (1) of the Principal Act, paragraph (jb) is **repealed.** 20

7. Exempted tests

- (1) In section 30 of the Principal Act, for sub-section (2) **substitute—**
 - “(2) An exempted test may be performed by or under the supervision of— 25
 - (a) a medical practitioner on behalf of a patient of that medical practitioner in the course of the medical practitioner’s practice as such; or
 - (b) a person registered as a dentist under the **Dentists Act 1972** on behalf of a patient of that 30

dentist in the course of the dentist's practice as such—

whether or not the test is performed in an accredited pathology laboratory.”.

- 5 (2) In section 30 (3) of the Principal Act, for “is prescribed” substitute “is for the time being prescribed”.

8. *New section 30A inserted*

After section 30 of the Principal Act insert—

“30A. *Non-regulated tests*

- 10 (1) The Governor in Council, on the recommendation of the Board, may prescribe any exempted test to be a non-regulated test.
- 15 (2) The provisions of this Act, including the provisions relating to exempted tests, shall not apply to a test for the time being prescribed to be a non-regulated test.”.

9. *Amendment of categories of accredited pathology services*

In the Schedule to the Principal Act—

- 20 (a) in the description of Category 1, for “all” substitute “several”;
- (b) in the description of Category 2, after “tests” insert “predominantly”.

