

1992—No. 116

**PRIVATE HOSPITALS AND DAY PROCEDURE CENTRES
ACT 1988—REGULATION**

(Relating to the administration of medication by enrolled nurses, the reporting of notifiable diseases and other matters)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Private Hospitals and Day Procedure Centres Act 1988, has been pleased to make the Regulation set forth hereunder.

J. P. HANNAFORD
Minister for Health and Community Services.

Commencement

1. This Regulation commences on 6 March 1992.

Amendments

2. The Private Hospitals Regulation 1990 is amended:
 - (a) by omitting from clause 1.2.4. (1) of Schedule 1 the words “from time to time as directed by the Director-General by notice in writing to the licensee of the private hospital”;
 - (b) by inserting in clause 1.5.10 (1) of Schedule 1, in alphabetical order, the following definition:

“enrolled nurse” means a nurse enrolled under the Nurses Act 1991.
 - (c) by inserting after clause 1.5.10 (5) of Schedule 1 the following clauses:
 - (5A) Subclause (5) does not prevent an enrolled nurse who has 6 months’ full-time post-enrolment nursing experience or its equivalent, and has completed a post-enrolment pharmacology course accredited by the New South Wales College of Nursing, from administering:

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- (a) a substance which is included in Schedule Two or Three of the Poisons List under the Poisons Act 1966; or
- (b) a substance which is not included in any Schedule of the Poisons List or is exempted from those Schedules,

(5B) Subclause (5A) does not apply unless the registered nurse in charge of the ward is given prior notice of the proposed administration of the medication and:

- (a) the administration of the medication is authorised in writing by a medical practitioner; or
- (b) the medication is included in a list of medications approved by the chief nurse for administration by enrolled nurses to patients at that hospital,

and does not authorise an enrolled nurse to administer medication by means of an injection.

- (d) by omitting clause 1.5.11 from Schedule 1;
- (e) by omitting from clause 2.2.5 of Schedule 2 the matter “1.2.1” and by inserting instead the matter “1.2.4”.

EXPLANATORY NOTE

The purpose of this Regulation is to amend the Private Hospitals Regulation 1990 so as:

- (a) to enable enrolled nurses to administer certain kinds of medication; and
- (b) to repeal the requirement for the Director-General to be informed of patients suffering from notifiable diseases (this is a duplication of a provision in the Public Health Act 1991); and
- (c) to make the licensee of a private hospital responsible for the adequacy of the equipment, appliances and material provided at the hospital rather than relying upon the Director-General to make a direction concerning the matter.
