



New South Wales

Poisons and Therapeutic Goods Amendment (Midwives) Regulation 2007

under the

Poisons and Therapeutic Goods Act 1966

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Poisons and Therapeutic Goods Act 1966*.

REBA MEAGHER, M.P.,
Minister for Health

Explanatory note

The object of this Regulation is to provide for registered midwives to have the same responsibilities and functions as registered nurses under the *Poisons and Therapeutic Goods Regulation 2002* in relation to the supply and possession of restricted substances and drugs of addiction. The Regulation also makes a minor amendment in the nature of law revision.

This Regulation is made under the *Poisons and Therapeutic Goods Act 1966*, including sections 17, 24 and 45C (the general regulation-making power).

2007 No 632

Clause 1 Poisons and Therapeutic Goods Amendment (Midwives) Regulation 2007

Poisons and Therapeutic Goods Amendment (Midwives) Regulation 2007

under the

Poisons and Therapeutic Goods Act 1966

1 Name of Regulation

This Regulation is the *Poisons and Therapeutic Goods Amendment (Midwives) Regulation 2007*.

2 Amendment of Poisons and Therapeutic Goods Regulation 2002

The *Poisons and Therapeutic Goods Regulation 2002* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Insert in alphabetical order in clause 3 (1):

midwife means a person who is a registered midwife within the meaning of the *Nurses and Midwives Act 1991*.

[2] Clause 3 (1), definition of “nurse”

Omit “*Nurses Act 1991*”. Insert instead “*Nurses and Midwives Act 1991*”.

[3] Clauses 48 (c), 70 (2) (c) and 99 (1) (c)

Omit “nurse in charge of the ward” wherever occurring.

Insert instead “nurse or midwife in charge of the ward”.

[4] Clauses 30 (3), 70 (2) (d), 73 (3), 74 (2), 101 (1) (d)–(f), 115 (1), 124 (1)–(3)

Insert “or midwife” after “nurse” wherever occurring.

[5] Clause 101 Possession of drugs of addiction by medical practitioners, nurse practitioners, midwife practitioners, dentists, veterinary practitioners and hospital pharmacists

Insert “or a class of midwives” after “nurses” in clause 101 (1) (e).