

TASMANIA

HEALTH COMPLAINTS REGULATIONS 2025
STATUTORY RULES 2025, No. 15

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HEALTH COMPLAINTS REGULATIONS 2025

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, make the following regulations under the *Health Complaints Act 1995*.

Dated 7 April 2025.

B. BAKER
Governor

By Her Excellency's Command,

GUY BARNETT
Minister for Justice

1. Short title

These regulations may be cited as the *Health Complaints Regulations 2025*.

2. Commencement

These regulations take effect on 22 April 2025.

3. Prescribed form of warrant

For the purposes of section 47(3)(a) of the *Health Complaints Act 1995*, the prescribed form of a warrant is Form 1 as set out in Schedule 1.

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SCHEDULE 1 – PRESCRIBED FORM OF WARRANT

Regulation 3

Form 1

Health Complaints Act 1995

WARRANT - SECTION 47

I,, *Magistrate/*Justice,
having been satisfied that there are reasonable grounds for
the belief, or suspicion, of the Health Complaints
Commissioner that –

- (a) entry and inspection of premises situated at
.....
are necessary to enable the Commissioner to
carry out an investigation under Part 6 of the
Health Complaints Act 1995; or
- (b) there may be on premises situated at
.....
a document, or other thing, relevant to a matter
the Commissioner is investigating under Part 6
of that Act –

authorise (*name of person*)
and any other person acting in aid of that person, with such
force as is necessary –

- (c) to enter, and remain in or on, the premises
specified in paragraph (a) or (b); and
- (d) to search those premises and any person, or
thing, in or on those premises; and
- (e) to break open, and search, anything in or on
those premises in which any document, or other
thing, relevant to the investigation may be
contained; and
- (f) to take photographs; and

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- (g) to seize and remove anything in or on those premises which those authorised persons have reasonable grounds for believing is relevant to the investigation; and
- (h) to examine, seize and remove, make copies of, or take extracts from, any document in or on those premises which those authorised persons have reasonable grounds for believing is relevant to the investigation; and
- (i) to require a health service provider, or any other person employed in or on those premises, to provide information by answering questions which the authorised persons consider relevant to the investigation.

This warrant has effect for a period of 30 days after the day on which it is issued.

DATED 20..... .

(*Signature*)

(*Name*)

*Magistrate/*Justice

*Strike out whichever is inapplicable.

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Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 16 April 2025.

These regulations are administered in the Department of Justice.

EXPLANATORY NOTE

(This note is not part of the regulations)

These regulations –

- (a) prescribe the form of a warrant for the purposes of the *Health Complaints Act 1995*; and
- (b) are made consequentially on the repeal of the *Health Complaints Regulations 2015* under section 11 of the *Subordinate Legislation Act 1992*.