

TASMANIA

POISONS AMENDMENT REGULATIONS 2026

STATUTORY RULES 2026, No. 40

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POISONS AMENDMENT REGULATIONS 2026

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 *Poisons Act 1971*.

Dated 9 June 2026.

B. BAKER
Governor

By Her Excellency's Command,

BRIDGET ARCHER
Minister for Health, Mental Health and Wellbeing

1. Short title

These regulations may be cited as the *Poisons Amendment Regulations 2026*.

2. Commencement

These regulations take effect on the day on which their making is notified in the *Gazette*.

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3. Principal Regulations

In these regulations, the *Poisons Regulations 2018** are referred to as the Principal Regulations.

4. Regulation 51 amended (Dispensing prescriptions for restricted substances (S4))

Regulation 51 of the Principal Regulations is amended by omitting subregulation (3) and substituting the following subregulation:

- (3) A person may only dispense a restricted substance in accordance with a medication chart, that is taken to be a prescription under regulation 45(7)(b) for the restricted substance, for up to 12 months from the date of the prescription.

5. Regulation 60 amended (Administration of adrenaline (S3))

Regulation 60 of the Principal Regulations is amended as follows:

- (a) by omitting subregulation (1) and substituting the following subregulation:

- (1) In this regulation –

medical radiation practitioner
means a person registered
under the *Health*

*S.R. 2018, No. 79

*Practitioner Regulation
National Law (Tasmania)*
in the health profession of
medical radiation practice
as a medical radiation
practice professional;

suitably qualified person
means a person who has
undertaken training in the
administration of
adrenaline as part of a
course in first aid
provided by a registered
training organisation.

(b) by inserting the following subregulation
after subregulation (5):

(6) A medical radiation practitioner
in the lawful practice of the
health profession of medical
radiation practice may administer
to a person adrenaline (S3) in
accordance with its directions for
use for treatment in an
emergency.

6. Regulation 64 substituted

Regulation 64 of the Principal Regulations is
rescinded and the following regulation is
substituted:

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64. Storage of declared restricted substances in wards of medical institutions

(1) In this regulation –

alternative enclosure means an enclosure that is constructed and secured in a manner determined by the Secretary.

(2) If declared restricted substances are supplied to a ward of a medical institution, the registered nurse or midwife in charge of the ward must –

(a) keep the declared restricted substances stored apart from all other goods, other than narcotic substances –

(i) in a separate cupboard or receptacle that is securely fixed to the premises; or

(ii) in an alternative enclosure; and

(b) keep the cupboard, receptacle or alternative enclosure securely locked at all times when the substances in it are not being used.

Penalty: Fine not exceeding 10 penalty units.

7. Regulation 82 amended (Prescribed persons for section 38(1)(i) of Act)

Regulation 82 of the Principal Regulations is amended as follows:

- (a) by omitting subregulation (1AA) and substituting the following subregulation:

(1AA) In this regulation –

immunisation program means a program of vaccination that is determined by the Secretary;

orthoptist has the same meaning as in the *Health Practitioner National Law (Tasmania)*.

- (b) by inserting the following paragraph after paragraph (a) in subregulation (1):

(ab) a person who is an orthoptist may administer to another person a substance listed in Schedule 2, 3 or 4 to the Poisons List if the orthoptist administers the substance –

(i) in the course of orthoptic practice; and

(ii) under the general supervision of –

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- (A) a medical practitioner; or
- (B) an optometrist prescribed under regulation 7(1) as an authorised health professional; and

8. Regulation 95E substituted

Regulation 95E of the Principal Regulations is rescinded and the following regulation is substituted:

95E. Prescribed manner and prescribed form of providing information to monitored medicines database

- (1) For the purposes of section 38C(1)(c) of the Act, the prescribed manner and prescribed form in which a data source entity is to provide information to the monitored medicines database is an electronic manner and an electronic form.
- (2) For the purposes of section 38C(1)(d) of the Act, the prescribed manner and prescribed form in which a person, or a class of persons, is to provide information to the monitored medicines database is an electronic manner and an electronic form.

9. Regulation 109 amended (Application of provisions of Uniform Standard)

Regulation 109 of the Principal Regulations is amended as follows:

(a) by omitting subregulation (1) and substituting the following subregulation:

(1) Subject to subregulation (3) and to any provision to the contrary in these regulations, Divisions 2 and 3 in Part 2, section 62 in Division 8 of Part 2, and Appendices E, F, J and L, of the Uniform Standard (in this regulation referred to as “*the applied provisions*”) have effect as if they were provisions of these regulations.

(b) by omitting subregulation (5) and substituting the following subregulation:

(5) A person must comply with Division 2 of Part 2 of the Uniform Standard.

Penalty: Fine not exceeding 10 penalty units.

10. Regulation 114 amended (Labelling of dispensed medicines)

Regulation 114(2) of the Principal Regulations is amended by omitting “Part 1” and substituting “clause 1”.

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11. Regulation 119 amended (Application to extend suspension)

Regulation 119 of the Principal Regulations is amended as follows:

(a) by omitting paragraph (c) from subregulation (1) and substituting the following paragraph:

(c) be given to the Tasmanian Civil and Administrative Tribunal before the period of suspension expires.

(b) by omitting subregulation (2) and substituting the following subregulation:

(2) A copy of the application is to be served on or given to the person in respect of whom an application is being made under subregulation (1).

12. Regulation 127 amended (Administration of certain substances by disability service workers)

Regulation 127 of the Principal Regulations is amended as follows:

(a) by omitting subregulation (1) and substituting the following subregulation:

(1) In this regulation –

Department means the
department that is

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responsible to the
Minister to whom the
administration of the
*Disability Rights,
Inclusion and
Safeguarding Act 2024* is
assigned;

relevant Secretary means the
Secretary of the
Department.

- (b) by omitting from subregulation (2)
“specified” first occurring;
- (c) by omitting subparagraph (ii) from
subregulation (2)(a) and substituting the
following subparagraph:
 - (ii) acting in accordance with
guidelines determined by the
relevant Secretary; and
- (d) by omitting from subregulation (2)(f)
“specified”;
- (e) by omitting from subregulation (2)(g)
“specified”.

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

Notified in the *Gazette* on 17 June 2026.

These regulations are administered in the Department of Health.

EXPLANATORY NOTE

(This note is not part of the regulations)

These regulations amend the *Poisons Regulations 2018* by –

- (a) removing certain restrictions on dispensing declared restricted substances; and
- (b) authorising the Secretary to determine requirements for an enclosure that contains declared restricted substances in medical institutions; and
- (c) authorising medical radiation practitioners to administer adrenaline in certain circumstances; and
- (d) authorising orthoptists to administer certain restricted substances under supervision; and
- (e) prescribing the manner and form in which a person, or class of persons, is to provide information to the monitored medicines database; and

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- (f) removing certain restrictions on the administration of narcotic substances by certain disability service workers; and
- (g) effecting minor statute law revision.