

PUBLIC HEALTH ACT 2016 (WA)

**INSTRUMENT OF AUTHORISATION
AUTHORISATION TO SUPPLY OR ADMINISTER A POISON
[SARS-COV-2 (COVID-19) TREATMENT - NATIONAL MEDICAL STOCKPILE]
(No. 1) 2022**

1. The World Health Organisation declared COVID-19 a pandemic on 11 March 2020. On 23 March 2020, the Minister for Health declared a public health state of emergency with effect from 1.30 pm on 23 March 2020 in respect of COVID-19 pursuant to section 167 of the *Public Health Act 2016* (Act). On 22 September 2021, the Minister for Health declared a further public health state of emergency with effect from 4.25 pm on 22 September 2021 in respect of COVID-19 pursuant to section 167 of the Act. The public health state of emergency applies to the State of Western Australia.
2. I, Dr Andrew Robertson, Chief Health Officer (WA), acting pursuant to sections 197 and 198 of the Act that gives power, for the purposes of emergency management during a public health state of emergency, to authorise a person to supply or administer a poison, hereby authorise the person(s) occupying the class of position in Column 1 of the attached Schedule to perform the statutory functions in Column 2 of the attached Schedule, subject to the conditions, limitations or restrictions (if any) set out in Column 3 of the attached Schedule.
3. The Schedule is attached as Annexure A.
4. This instrument of authorisation takes effect immediately upon signing and shall remain in force until the public health state of emergency is no longer in force or until otherwise amended or revoked.

DATED this *9th* day of *FEBRUARY* 2022 at *18:48* hours



Dr Andrew Robertson
CHIEF HEALTH OFFICER

SCHEDULE

Column 1 Authorised Officers	Column 2 Functions	Column 3 Conditions, Limitations or Restrictions
1. Registered nurses* 2. Enrolled nurses*	- Receive and possess the SARS-COV-2 (COVID-19) TREATMENT[#] at Australian Government-funded residential aged care and disability facilities and Aboriginal community controlled health service(s)^{##} (the Premises). - Administer the SARS-COV-2 (COVID-19) TREATMENT to residents, patients and staff at the Premises to which the treatment(s) have been supplied.	An authorised officer(s) exercising a function listed under Column 2 of the Schedule must: - Ensure appropriate storage conditions[^] have been maintained, prior to administering the SARS-COV-2 (COVID-19) TREATMENT to the resident, patient or staff member. - Ensure that appropriate pre-conditions^{^^} have been met, prior to administering the SARS-COV-2 (COVID-19) TREATMENT to the resident, patient or staff member. - Carry out the functions in line with the requirements for supply and administration of Schedule 4 poisons in the <i>Medicines and Poisons Act 2014 (WA)</i> and the <i>Medicines and Poisons Regulations 2016 (WA)</i> to the extent that they are consistent with the authorisation.^{^^^}
3. Aboriginal and Torres Strait Islander health practitioners* 4. Aboriginal and Torres Strait Islander health workers**	- Receive and possess the SARS-COV-2 (COVID-19) TREATMENT at Aboriginal community controlled health service(s). - Administer the SARS-COV-2 (COVID-19) TREATMENT to patients and staff at the Aboriginal community controlled health service(s) to which	

	the treatment(s) have been supplied.	
5. Medical practitioners*	• Receive, possess and supply the SARS-COV-2 (COVID-19) TREATMENT at the Premises. • Administer the SARS-COV-2 (COVID-19) TREATMENT to residents, patients and staff at the Premises to which the treatment(s) have been supplied. • Where the SARS-COV-2 (COVID-19) TREATMENT may be self-administered, supply the treatment to patients and staff at the Premises, for use by the patient or staff member outside the Premises.	

* Registered nurses, enrolled nurses, medical practitioners and Aboriginal and Torres Strait Islander health practitioners with current registration pursuant to the *Health Practitioner Regulation National Law (Western Australia)*.

** Aboriginal and Torres Strait Islander health workers as authorised health professionals pursuant to the *Medicines and Poisons Regulations 2016*.

SARS-COV-2 (COVID-19) TREATMENT means disease modifying treatments for adults with COVID-19 that are Schedule 4 medicines pursuant to the *Medicines and Poisons Act 2014 (WA)* and included in the Commonwealth's National Medical Stockpile.

Aboriginal community controlled health service(s) are required to be members of the Aboriginal Health Council of Western Australia.

^ *Appropriate storage conditions* is a reference to SARS-COV-2 (COVID-19) TREATMENT that has been stored:

- in the manufacturer's original pack;
- at the temperature specified by the manufacturer; and
- in a locked receptacle or room, including a refrigerator if appropriate, where access is restricted to authorised health professionals as defined in the *Medicines and Poisons Act 2014 (WA)* and in accordance with the health professional's authorisation under Part 7 of the *Medicines and Poisons Regulations 2016*.

^{^^} *Appropriate pre-conditions*^{^^} is a reference to the requirement that:

- the SARS-COV-2 (COVID-19) TREATMENT must be prescribed for the resident, patient or staff member by a medical practitioner in accordance with any clinical alerts and guidelines issued by the Department of Health (WA), or where none have been issued, in accordance with any guidelines issued by the National COVID-19 Clinical Evidence Taskforce; and
- the medical practitioner must include, in the clinical notes of the person for whom they are prescribing, details of the assessment made to determine the person's suitability to be treated with the SARS-COV-2 (COVID-19) TREATMENT.

^{^^^} These requirements include (but are not limited to) ensuring that the correct documentation and labelling for prescribing, supplying or administering the SARS-COV-2 (COVID-19) TREATMENT is carried out by the relevant medical practitioner, registered nurse, enrolled nurse, Aboriginal and Torres Strait Islander health practitioner or Aboriginal and Torres Strait Islander health worker, as the case may be, in accordance with Parts 4, 9 and 12 of the Medicines and Poisons Regulations 2016.