Australian Capital Territory

Medicines, Poisons and Therapeutic Goods (COVID-19 Vaccine Administration) Approval 2021 (No 1)

**Notifiable instrument NI2021–506**

made under the

Medicines, Poisons and Therapeutic Goods Regulation 2008, section 491 (Authorisation for dealing with COVID vaccine during public health emergency—Act, s 20 (1) (c))

**1 Name of instrument**

This instrument is the *Medicines, Poisons and Therapeutic Goods (COVID-19 Vaccine Administration) Approval 2021 (No 1)*.

**2 Commencement**

This instrument commences on the day after its notification day.

**3 Definitions**

In this approval:

***administer***, a COVID-19 vaccine, includes preparing to administer the vaccine.

Example—preparing to administer a COVID-19 vaccine

drawing up a dose of a COVID-19 vaccine into a syringe

***COVID-19 vaccination clinic*** means a vaccination clinic operated by the Territory for the purpose of administering COVID-19 vaccinations.

***direct supervision***, of a person mentioned in schedule 1, means the oversight by a person mentioned in section 4 (1) (b) (ii) of the work of the work of that person for the purposes of—

directing, demonstrating, monitoring and checking the person’s work in a way that is appropriate to the person’s level of competency; and

ensuring the person’s capacity to respond in an emergency situation.

***enrolled nurse*** means an enrolled nurse whose registration is endorsed under the Health Practitioner Regulation National Law (ACT), section 94 (Endorsement for scheduled medicines) to administer a schedule 4 medicine.

*Note 1* ***Enrolled nurse***—see Legislation Act, dictionary, pt 1.

*Note 2* A health practitioner whose registration is endorsed under the Health Practitioner Regulation National Law (ACT), s 94 is authorised to deal with a medicine in accordance with the endorsement (see the *Medicines, Poisons and Therapeutic Goods Regulation 2008*, s 490).

***student midwife*** means a person who—

is entered on the student register for the midwifery profession in an approved program under the Health Practitioner Regulation National Law (ACT); and

has completed their second or later year of full-time study (or part time equivalent); and

has provided evidence of successful completion of the subject requirements for pharmacology and undertaken at least one clinical placement in a hospital setting.

***student nurse*** means a person who—

is entered on the student register in an approved program under the Health Practitioner Regulation National Law (ACT) for the nursing profession for the purpose of becoming a registered nurse; and

has completed their second or later year of full-time study (or part time equivalent); and

has provided evidence of successful completion of the subject requirements for pharmacology and undertaken at least one clinical placement in a hospital setting.

***approved program of study***, for a health profession or for endorsement of registration in a health profession—see the Health Practitioner Regulation National Law (ACT), section 5.

***Health profession***—see the Health Practitioner Regulation National Law (ACT), section 5.

***student***—see the Health Practitioner Regulation National Law (ACT), section 5.

***student register***, for a health profession—see the Health Practitioner Regulation National Law (ACT), section 5.

**4 Dealing with COVID-19 vaccine—approval**

(1) I approve a person mentioned in an item in schedule 1, column 2 to deal with a COVID-19 vaccine in the way stated in column 3 of the item, subject to the following conditions —

(a) that the person hold the following:

(i) if the person is administering a COVID-19 vaccine by injection–a current anaphylaxis certificate;

(ii) a current cardiopulmonary resuscitation certificate;

(iii) evidence of successful completion of the COVID-19 vaccination training program provided by the Commonwealth Department of Health;

(b) that the person deals with a COVID-19 vaccine—

(i) only at a COVID-19 vaccination clinic; and

(ii) only under the supervision of a health practitioner authorised under the Regulation, section 350, section 352 (1) or section 353 (1) to administer a COVID-19 vaccine;

(c) a condition mentioned in schedule 1, column 4 of the item.

(2) To remove any doubt, nothing in this approval affects a person’s obligations under the Health Practitioner Regulation National Law (ACT), including any instrument made under that Law.

Examples—instruments under the Health Practitioner Regulation National Law (ACT)

* Decision making Framework for Nursing and Midwifery
* Supervision Guidelines for Nursing and Midwifery

(3) In subsection (1) (b) (ii), a reference to ***health practitioner*** does not include a reference to an intern pharmacist or an enrolled nurse.

(4) In this section:

***current anaphylaxis certificate*** means a certificate for successful completion of the Australasian Society of Clinical Immunology and Allergy (ASCIA) anaphylaxis e-training for health professionals or equivalent.

Dr Kerryn Coleman

Chief Health Officer

20 August 2021

Schedule 1 People approved to deal with COVID-19 vaccine

(see s 4)

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| column 1  item | column 2  person approved | column 3  dealing approved | column 4  Additional condition |
| 1 | Enrolled nurse | administer, obtain, possess, or supply a COVID-19 vaccine |  |
| 2 | Student midwife | administer, obtain, possess, or supply a COVID-19 vaccine | May only administer a COVID-19 vaccine to a patient aged 12 years or older.  Only under direct supervision |
| 3 | Student nurse | administer, obtain, possess, or supply a COVID-19 vaccine | May only administer a COVID-19 vaccine to a patient aged 12 years or older.  Only under direct supervision |