



AUSTRALIAN CAPITAL TERRITORY

## **Public Health (Infectious and Notifiable Diseases) Regulations<sup>1</sup> (Amendment)**

**Subordinate Law No. 22 of 1992<sup>2</sup>**

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The Australian Capital Territory Executive makes the following Regulations under the *Public Health Act 1928*.

Dated 28 October 1992.

WAYNE BERRY  
Minister

BILL WOOD  
Minister

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**Principal Regulations**

1. In these Regulations, “Principal Regulations” means the Public Health (Infectious and Notifiable Diseases) Regulations.

**Interpretation**

2. Regulation 3 of the Principal Regulations is amended by inserting in the definition of “School” in subregulation (1) “preschool” after “any”.

**Substitution**

3. Regulations 15A and 16 of the Principal Regulations are repealed and the following regulations substituted:

**Measures for prevention of infection in schools**

“15A. If the parent or guardian of a child enrolled at a school has reasonable grounds for believing that the child—

- (a) is suffering from an infectious disease specified in Schedule 2; or
- (b) has been in contact with a person who is infected with an infectious disease specified in Schedule 2 in respect of which, in column 3 of that Schedule, there is specified a period for which, or circumstances in which, a child is to be excluded from school;

the parent or guardian shall, as soon as practicable, inform the principal teacher or person in charge of the school.

Penalty: \$500.

**Exclusion from school**

“16. (1) If the parent or guardian of a child enrolled at a school has reasonable grounds for believing that—

- (a) the child is suffering from an infectious disease specified in Schedule 2; or
- (b) the child has been in contact with a person who is infected with such a disease;

the parent or guardian shall not cause or permit the child to attend school for the period or in the circumstances specified in Schedule 2 in relation to that disease.

Penalty: \$500.

“(2) The principal teacher or person in charge of a school shall not permit a child whom he or she has reasonable grounds for believing—

- (a) is suffering from an infectious disease specified in Schedule 2; or

(b) has been in contact with a person who is infected with such a disease;

to attend the school for the period or in the circumstances specified in Schedule 2 in relation to that disease.

Penalty: \$500.”.

### **Penalties**

4. Regulation 23 of the Principal Regulations is amended by omitting “, or fails to comply with, a provision of these Regulations or” and substituting “a provision of these Regulations or contravenes”.

### **Schedule 2**

5. Schedule 2 to the Principal Regulations is repealed and the Schedule set out in Schedule 1 to these Regulations substituted.

### **Further amendments**

6. The Principal Regulations are amended as set out in Schedule 2.

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## **SCHEDULE 1**

Regulation 5

### **NEW SCHEDULE**

## **SCHEDULE 2**

Regulations 15A and 16

### **EXCLUSION FROM SCHOOL**

Column 1 Disease	Column 2 Exclusion of cases	Column 3 Exclusion of contacts
Chicken Pox (Varicella and Herpes Zoster)	Exclude until recovered or for at least 5 days after the eruption first appears. (The child should not continue to be excluded by reason only of some remaining scabs).	Any child with an immune deficiency (for example, leukaemia or receiving chemotherapy) should be excluded for their own protection. Otherwise, not excluded.
Conjunctivitis (Acute infectious)	Exclude until discharge from eyes ceases.	Not excluded.
Diarrhoea (Rotavirus, Shigella, Giardia, Salmonella, Campylobacter)	Exclude until diarrhoea ceases.	Not excluded.

**SCHEDULE 1—continued**

Column 1 Disease	Column 2 Exclusion of cases	Column 3 Exclusion of contacts
Diphtheria	Exclude until— (a) at least 2 negative throat swabs have been taken (the first not less than 24 hours after cessation of antibiotic treatment and the second not less than 48 hours later); and  (b) a certificate is furnished by a medical practitioner stating that the person is no longer infectious.	Exclude family and household contacts until approval to return has been given by the Medical Officer of Health.
Hepatitis A	Exclude for at least 7 days after the onset of jaundice and a certificate is furnished by a medical practitioner stating that the person is no longer infectious.	Not excluded.
Human Immunodeficiency Virus Infection (HIV)	Exclusion is not necessary unless the person has secondary infection requiring exclusion in its own right.	Not excluded.
Impetigo (School sores)	Exclude until appropriate treatment has commenced and sores on exposed surfaces are covered with a dressing.	Not excluded.
Leprosy	Exclude until approval to return has been given by the Medical Officer of Health.	Not excluded.

**SCHEDULE 1—continued**

Column 1 Disease	Column 2 Exclusion of cases	Column 3 Exclusion of contacts
Measles	Exclude for at least 4 days after the appearance of the rash.	Immunised contacts not excluded. Non-immunised contacts should be excluded until 14 days after the first day of appearance of rash in the last case. If non-immunised contacts are vaccinated within 72 hours of their first contact with the index case, they may return to school.
Meningitis (Bacterial)	Exclude until well.	Not excluded.
Meningococcal Infection	Exclude until well.	Not excluded.
Mumps	Exclude for at least 9 days after onset of symptoms.	Not excluded.
Poliomyelitis	Exclude for at least 14 days after onset and until a certificate is furnished by a medical practitioner stating that the person is no longer infectious.	Not excluded.
Ringworm, Scabies, Pediculosis (Lice), Trachoma	Exclude until the day after treatment has commenced.	Not excluded.
Rubella (German Measles)	Exclude until recovered or for at least 4 days after the appearance of the rash.	Not excluded. (Female staff of childbearing age should ensure that their immune status against rubella is adequate).
Streptococcal Infection (including Scarlet fever)	Exclude until the person has received antibiotic treatment for at least 24 hours and has recovered from the illness.	Not excluded.
Tuberculosis	Exclude until approval to return has been given by the Medical Officer of Health.	Not excluded.

**SCHEDULE 1—continued**

Column 1 Disease	Column 2 Exclusion of cases	Column 3 Exclusion of contacts
Typhoid and Paratyphoid Fever	Exclude until a certificate is furnished by a medical practitioner stating that the person is no longer infectious.	Not excluded.
Whooping Cough (Pertussis)	Exclude for at least 5 days after starting antibiotic treatment.	Exclude non-immunised household contacts who have not attained 7 years of age for 14 days after the last exposure to infection or until 5 days of a 14-day course of antibiotics has been administered to the contacts.

**SCHEDULE 2**

Regulation 6

**FURTHER AMENDMENTS****Regulation 2—**

Repeal the regulation.

**Subregulation 3 (1) (definition of “Medical Practitioner”)—**

Omit “-1950”.

**Subregulation 3 (1) (definition of “Occupier”)—**

Insert “or her” after “his”.

**Paragraph 4 (1) (a)—**

Omit “him”, substitute “the practitioner”.

**Paragraph 4 (1) (b)—**

(a) Omit “him” (wherever occurring), substitute “the practitioner”.

(b) Omit “his”.

**Subregulation 4 (3)—**

Omit the subregulation.

**SCHEDULE 2**—continued

**Subregulation 4A (2)**—

Omit “(1)” (last occurring).

**Subregulation 4A (3)**—

(a) Insert “or her” after “his”.

(b) Insert “or she” after “he”.

**Regulation 4C**—

Omit the regulation.

**Paragraph 5 (1) (a)**—

Insert “or she” after “he”.

**Paragraph 5 (1) (c)**—

Insert “or herself” after “himself”.

**Subregulation 5 (2)**—

Insert “or herself” after “himself”.

**Subregulation 5 (3)**—

Omit “(a)” and “(b)” (second occurring), and “(c)”, substitute “(c)”, “(d)” and “(e)”, respectively.

**Paragraph 5 (3) (c) (as renumbered by this Schedule)**—

Insert “or she” after “he”.

**Paragraph 5 (3) (e) (as renumbered by this Schedule)**—

Insert “or herself” after “himself”.

**Paragraph 5 (5) (b)**—

Insert “material” before “particular”.

**Subregulation 5 (7)**—

Insert “or herself” after “himself” (wherever occurring).

**Subregulation 5 (8)**—

(a) Omit “the last preceding subregulation”, substitute “subregulation (7)”.

(b) Insert “or her” after “him”.

(c) Omit “he”, substitute “the person”.

**SCHEDULE 2—continued****Regulation 7—**

Insert “or her” after “him”.

**Subregulation 7A (1)—**

Insert “or she” after “he”.

**Subregulation 8 (1)—**

(a) Insert “or she” after “he”.

(b) Insert “or herself” after “himself”.

**Subregulation 8 (2)—**

(a) Omit “for his removal under the last preceding subregulation”, substitute “under subregulation (1)”.

(b) Insert “or her” after “him”.

**Regulation 9—**

Omit “either of the last two preceding regulations”, substitute “regulation 7 or 8”.

**Regulation 10—**

Insert “or her” after “his”.

**Subregulation 11 (1)—**

(a) Insert “or she” after “he”.

(b) Insert “or her” after “his”.

**Subregulation 12 (1)—**

(a) Insert “or her” after “him”.

(b) Omit “thereto”, substitute “to that house”.

**Subregulation 12 (3)—**

Insert “or she” after “he”.

**Regulation 13—**

Insert “or herself” after “himself”.

**Regulation 14—**

(a) Insert “or her” after “him”.

(b) Omit “the last preceding regulation”, substitute “regulation 13”.



**SCHEDULE 2**—continued

**Subregulation 17 (2)**—

- (a) Omit “the last preceding subregulation”, substitute “subregulation (1)”.
- (b) Insert “or she” after “he”.

**Regulation 20**—

- (a) Insert “or her” after “him”.
- (b) Insert “or her” after “his”.

**The Schedules**—

Omit the heading “**THE SCHEDULES**”.

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**NOTES**

1. Reprinted as at 31 October 1991. See also Regulations 1992 No. 8.
2. Notified in the ACT Gazette on 3 November 1992.

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