



Australian Capital Territory

Senior Practitioner Regulation 2023

SL2023-41

made under the

Senior Practitioner Act 2018

Republication No 1

Effective: 22 December 2023

Republication date: 22 December 2023

Regulation not amended

About this republication

The republished law

This is a republication of the *Senior Practitioner Regulation 2023*, made under the *Senior Practitioner Act 2018* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 22 December 2023. It also includes any commencement, repeal or expiry affecting this republished law.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial amendments

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register (www.legislation.act.gov.au). For more information, see the home page for this law on the register.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$160 for an individual and \$810 for a corporation (see *Legislation Act 2001*, s 133).



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Australian Capital Territory

Senior Practitioner Regulation 2023

made under the

[Senior Practitioner Act 2018](#)

1 Name of regulation

This regulation is the *Senior Practitioner Regulation 2023*.

3 Prohibited restrictive practices not to be used—Act, s 10 (b) (ii) (A)

- (1) The kinds of restrictive practices that may be used do not include prohibited restrictive practices.
- (2) In this section:

prohibited restrictive practice means—

- (a) a physical restraint mentioned in schedule 1, part 1.1; or
- (b) a restrictive practice mentioned in schedule 1, part 1.2 (a *punitive approach*).

Schedule 1 Prohibited restrictive practices

(see s 3 (2))

Part 1.1 Physical restraints

column 1 item	column 2 description of restraint	column 3 short description
1	subdue a person by forcing them into a face-down position	prone restraint
2	subdue a person by forcing them into a face-up position	supine restraint
3	subdue a person by holding down their limbs or any part of their body	pin down
4	subdue a person by wrapping arms around their upper or lower body	basket hold
5	subdue a person by forcing them to free-fall to the floor or fall to the floor with support	takedown technique
6	physically restrain a person for the purpose of, or that has the effect of, restraining or inhibiting a person's respiratory or digestive functioning	
7	physically restrain a person for the purpose of, or that has the effect of, pushing the person's head forward onto their chest	
8	physically restrain a person for the purpose of, or that has the effect of, compelling a person's compliance through the infliction of pain, hyperextension of joints, or by applying pressure to the chest or joints	

Part 1.2 Punitive approaches

column 1 item	column 2 description of approach	column 3 short description
1	use a practice that a person experiences as noxious or unpleasant and potentially painful, for example, give the person an unwanted cold bath, put chilli powder on their food or squirt liquid in their face	aversive practice
2	require a person to respond disproportionately to an event, beyond that which may be necessary to restore a situation to its original condition, for example, make a person clean the whole dining room floor for spilling a drink	overcorrection
3	withhold supports or basic needs, for example, deny a person access to toilet paper or period products, withhold food or drink or deprive them of sleep	denial of key needs
4	degrade or vilify a person	
5	limit or deny access to a person's culture, for example, limit opportunity to participate with a person's community or access artworks or reading material important for developing or maintaining their cultural heritage	
6	punish a person by requiring them to give up a positive item or activity because of their behaviour	response cost
7	engage in verbal or gestural conduct of a coercive nature to compel someone to do something they do not want to do	
8	use a spithood	
9	use a restraint chair	

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

Endnotes

3 Legislation history

3 Legislation history

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notified LR 21 December 2023

s 1, s 2 commenced 21 December 2023 (LA s 75 (1))

remainder commenced 22 December 2023 (s 2)

4 Amendment history

Commencement

s 2 om LA s 89 (4)

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