Western Australia

Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Bill 2020

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Western Australia

LEGISLATIVE ASSEMBLY

Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Bill 2020

A Bill for

An Act to amend the *Mandatory Testing (Infectious Diseases) Act 2014* in response to the COVID-19 pandemic.

The Parliament of Western Australia enacts as follows:

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1	1.	Short title	
2		This is the <i>Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Act 2020.</i>	
4	2.	Commencement	
5		This Act comes into operation as follows —	
6 7		(a) sections 1 and 2 — on the day on which this Act receives the Royal Assent;	
8		(b) the rest of the Act — on the day after that day.	
9	3.	Act amended	
10 11		This Act amends the Mandatory Testing (Infectious Diseases) Act 2014.	
12	4.	Section 3 amended	
13		In section 3 delete "blood" (each occurrence).	
14	5.	Section 4 amended	
15	(1)	In section 4 delete the definition of <i>qualified person</i> .	
16 17	(2)	In section 4 insert in alphabetical order:	
18		qualified person means —	
19		(a) the holder of —	
20		(i) a Certificate III in Pathology Collection	
21		from a college as defined in the	
22 23		Vocational Education and Training Act 1996 section 5(1); or	
24		(ii) an equivalent qualification from an	
25		institution based in another State or	
26		Territory or overseas;	
27		or	

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1 2 3 4 5 6		 (b) in relation to the taking of a sample of a particular type — a person, or class of persons, prescribed for the taking of that type of sample; sample means a sample of blood, saliva, mucus, respiratory secretions or other material taken from a person;
8	6.	Section 7 amended
9 10		In section 7(1) in the definition of <i>disease test approval</i> delete "blood".
11	7.	Section 10 amended
12		In section 10(2):
13 14 15		(a) in paragraph (b) delete "of the suspected transferor's blood;" and insert:
16 17		from the suspected transferor;
18		(b) in paragraphs (d) and (e) delete "blood".
19	8.	Section 12 amended
20		In section 12 delete "blood" (each occurrence).
21	9.	Section 15 amended
22 23		In section 15 in the definition of <i>disease test order</i> delete "blood".
24	10.	Section 19 amended
25	(1)	In section 19(1)(b) delete "blood".

(2) In section 19(2): 1 in paragraph (b) delete "of the suspected transferor's 2 blood;" and insert: 3 4 from the suspected transferor; 5 6 (b) in paragraphs (d) and (e) delete "blood". 7 11. Section 22 amended 8 (1) In section 22(2): 9 (a) in paragraph (a) delete "blood"; 10 in paragraph (b) delete "that blood" and insert: (b) 11 12 the 13 14 In section 22(3) delete "blood". (2) 15 **12.** Section 26 amended 16 (1) In section 26(1), (2) and (3) delete "blood". 17 (2) In section 26(4) delete "a blood" and insert: 18 19 the 20 21 (3) In section 26(5) delete "blood". 22 Note: The heading to amended section 26 is to read: 23 Taking samples under disease test authorisation 24 **13.** Section 27 amended 25

In section 27(1) delete "blood".

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1	(2)	In section 27(2) delete "a blood" and insert:
3		the
5 6		Note: The heading to amended section 27 is to read: Analysis of samples
7	14.	Section 28 amended
8		In section 28 delete "a blood sample under a" and insert:
10 11		the sample under the
12	15.	Section 29 amended
13		In section 29(2) delete "blood".
14	16.	Section 30 amended
15		In section 30 delete "blood".
16 17		Note: The heading to amended section 30 is to read: Prohibition on use of samples for other purposes
18	17.	Section 31 amended
19		In section 31(2)(c) delete "blood".
20	18.	Section 32 amended
21		In section 32(2) delete "blood".
22		Note: The heading to section 16 is to read:
23		Application for order for testing of suspected transferor
24		