



Victoria Government Gazette

No. S 77 Thursday 17 February 2022
By Authority of Victorian Government Printer

Drugs, Poisons and Controlled Substances Act 1981

PUBLIC HEALTH EMERGENCY ORDER UNDER SECTION 22D

Authorisation for Preparation and Administration – COVID-19 VACCINE

I, Professor Euan Wallace, Secretary to the Department of Health, pursuant to section 22G of the **Act**, extend and amend the **Public Health Emergency Order (PHEO #8) (Order)** published in the Government Gazette on 19 August 2021 in the belief that it is necessary to do so to respond to, or prevent, a public health emergency or a serious risk to public health posed to the State of Victoria by severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).

The purpose of this Order is to address the public health emergency posed by the ongoing global **SARS-CoV-2** pandemic, which is currently affecting the State of Victoria.

In furtherance of that purpose, this Order is intended to facilitate the **SARS-CoV-2 (COVID-19)** vaccine program, by authorising classes of persons to obtain and possess and use (including to prepare and administer), any **SARS-CoV-2 (COVID-19)** vaccine approved by the **TGA (COVID-19 VACCINE)** which are Schedule 4 poisons, and any Schedule 3 poisons necessary for the treatment of anaphylactic reactions to the **COVID-19 VACCINE (relevant Schedule 3 poisons)** under the conditions outlined in this Order.

All **authorised persons**, irrespective of their status under the **Act** and the **Regulations**, are to adhere to the conditions of this Order prior to obtaining, possessing or using any **COVID-19 VACCINE**.

1. Authorisation

By this Order, I authorise the following classes of persons (**authorised persons**) to undertake **authorised vaccination activities** in relation to the **COVID-19 VACCINE**:

- (a) registered nurses registered under the **Health Practitioner Regulation National Law**, to practice in the nursing profession; and
- (b) midwives registered under the **Health Practitioner Regulation National Law**, to practice in the midwifery profession; and
- (c) enrolled nurses registered under the **Health Practitioner Regulation National Law** to practice in the nursing profession (other than as a student or with a notation on their registration ‘Does not hold Board-approved qualification in administration of medicines’) and has successfully completed unit(s) of study on intramuscular injectable medications as part of the Board-approved qualification in administration of medicines; and
- (d) paramedics registered under the **Health Practitioner Regulation National Law** to practice in the paramedicine profession; and
- (e) Aboriginal health practitioners registered under the **Health Practitioner Regulation National Law** to practice as an Aboriginal health practitioner; and
- (f) pharmacists registered under the **Health Practitioner Regulation National Law** to practice in the pharmacy profession; and
- (g) pharmacy technicians; and
- (h) tertiary students registered with **Ahpra**, who are training and/or studying to qualify for registration as a pharmacist under the **Health Practitioner Regulation National Law** to practice in the pharmacy profession, having successfully completed all units of study from the first year of a Bachelor’s program; and
- (i) intern pharmacists provisionally registered with **Ahpra**.

SPECIAL

2. Activities authorised

- (a) The table at Schedule A details the activities that each class of **authorised persons** may perform in relation to delivery of **COVID-19 VACCINE**.
- (b) Where a class of person is authorised to obtain and possess and use (including to prepare and administer) the **COVID-19 VACCINE**, each person within that class of **authorised persons** must ensure that they comply with the following on each occasion when they do so:
 - i. the Victorian COVID-19 Vaccination Guidelines (current at the time of administering the **COVID-19 VACCINE**); and
 - ii. the Australian Immunisation Handbook (current at the time of administering the **COVID-19 VACCINE**); and
 - iii. the National Vaccine Storage Guidelines: Strive for 5 (current at the time of administering the **COVID-19 VACCINE**); and
 - iv. any guidelines issued by the Department of Health or the Government of Australia in relation to any **COVID-19 VACCINE** (current at the time of administering the **COVID-19 VACCINE**).
- (c) An approved **COVID-19 VACCINE** must only be used for persons indicated by the **TGA** to receive the vaccine.
- (d) The authorisation granted in clause 1 for the **authorised vaccination activities** in clause 2 is subject to the conditions detailed in clauses 3 and 4.

3. Training and supervision requirements

- (a) The authorisation to undertake **authorised vaccination activities** is contingent upon:
 - i. successful completion of the specified training (including all competency assessments); and
 - ii. satisfaction of the supervision requirements contained in the Victorian COVID-19 Vaccination Guidelines, as replaced or amended from time to time.
- (b) It is the responsibility of persons authorised under clause 1 to undertake **authorised vaccination activities** to:
 - i. be aware of, and understand, the most up-to-date training and supervision requirements that apply to them by regularly checking the Victorian COVID-19 Vaccination Guidelines; and
 - ii. undertake the **authorised vaccination activities** only if their training and supervision requirements are met.

4. Supply and premises restrictions

The **authorised vaccination activities** of **COVID-19 VACCINE** as detailed in Schedule A must take place at premises designated for vaccination service provision by organisations or individuals authorised to obtain and possess, sell or supply the vaccine pursuant to the **Act** or **Regulations** or a **Public Health Emergency Order** or any other premises as authorised by the Department of Health from time to time.

5. Definitions and interpretation

Act means the **Drugs, Poisons and Controlled Substances Act 1981**;

Ahpra means the Australian Health Practitioner Regulation Agency;

authorised persons has the meaning in clause 1;

authorised vaccination activities means the activities detailed in Schedule A;

Health Practitioner Regulation National Law means the **Health Practitioner Regulation National Law Act 2009**;

Nurse practitioner has the same meaning as in the **Act**;

Public Health Emergency Order means an order made under section 22D of the **Act** (including an order extended, amended or varied under section 22G of the **Act**);

Registered medical practitioner has the same meaning as in the **Act**;

Regulations means the *Drugs, Poisons and Controlled Substances Regulations 2017*;

TGA means the Therapeutic Goods Administration, Australia.

The word ‘including’ in this Order is not a word of limitation.

This Order comes into force on 21 February 2022 and continues in force until 20 August 2022 (dates inclusive), unless revoked earlier.

Dated 16 February 2022

PROFESSOR EUAN WALLACE
Secretary to the Department of Health

SCHEDULE A – AUTHORISED SARS-COV-2 VACCINATION ACTIVITIES

Authorised persons	Authorised vaccination activities
Registered nurses and midwives	<p>(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order; and</p> <p>(b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer’s instructions and transfer to a single-use syringe; and</p> <p>(c) label the syringe for administration (where the product is not labelled when delivered); and.</p> <p>(d) administer the COVID-19 VACCINE, that has been reconstituted in accordance with the manufacturer’s instructions and transferred to a single-use syringe, to persons approved by the TGA as eligible to receive the vaccine.</p>
Enrolled nurses	<p>(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order; and</p> <p>(b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer’s instructions and transfer to a single-use syringe; and</p> <p>(c) label the syringe for administration (where the product is not labelled when delivered); and.</p> <p>(d) administer the COVID-19 VACCINE, that has been reconstituted in accordance with the manufacturer’s instructions and transferred to a single-use syringe, to persons approved by the TGA as eligible to receive the vaccine.</p>
Registered paramedics	<p>(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order; and</p> <p>(b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer’s instructions and transfer to a single-use syringe; and</p> <p>(c) label the syringe for administration (where the product is not labelled when delivered); and</p> <p>(d) administer the COVID-19 VACCINE, that has been reconstituted in accordance with the manufacturer’s instructions and transferred to a single-use syringe, to persons approved by the TGA as eligible to receive the vaccine; and</p> <p>(e) possess and use Schedule 3 medicines obtained by the paramedic’s employer or another organisation authorised to obtain Schedule 3 medicines pursuant to the Act or Regulations or a Public Health Emergency Order to administer to persons should a therapeutic need arise following COVID-19 VACCINE administration.</p>

Registered Aboriginal health practitioners	<p>Under an administration order from a Registered medical practitioner or a nurse practitioner:</p> <p>(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order; and</p> <p>(b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer's instructions and transfer to a single-use syringe; and</p> <p>(c) label the syringe for administration (where the product is not labelled when delivered).; and</p> <p>(d) administer the COVID-19 VACCINE, that has been reconstituted in accordance with the manufacturer's instructions and transferred to a single-use syringe, to persons approved by the TGA as eligible to receive the vaccine.</p>
Registered pharmacists	<p>(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order; and</p> <p>(b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer's instructions and transfer to a single-use syringe; and</p> <p>(c) label the syringe for administration (where the product is not labelled when delivered).</p>
Pharmacy technicians	<p>(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order; and</p> <p>(b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer's instructions and transfer to a single-use syringe; and</p> <p>(c) label the syringe for administration (where the product is not labelled when delivered).</p>
Pharmacy students registered with Ahpra (student registration) and Intern pharmacists provisionally registered with Ahpra	<p>(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order; and</p> <p>(b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer's instructions and transfer to a single-use syringe; and</p> <p>(c) label the syringe for administration (where the product is not labelled when delivered).</p>
Registered medical practitioners and Nurse practitioners	<p>(a) authorise an Aboriginal health practitioner in writing to administer the COVID-19 VACCINE in relation to persons approved by the TGA as eligible to receive the vaccine, for a patient under the Registered medical practitioner's or Nurse practitioner's care.</p>

Drugs, Poisons and Controlled Substances Act 1981**PUBLIC HEALTH EMERGENCY ORDER UNDER SECTION 22D****Authorisation for Administration – COVID-19 VACCINE (students)**

I, Professor Euan Wallace, Secretary to the Department of Health, pursuant to section 22G of the **Act**, extend and amend the **Public Health Emergency Order (PHEO #9) (Order)** published in the Government Gazette on 19 August 2021 in the belief that it is necessary to do so to respond to or prevent a public health emergency or a serious risk to public health posed to the State of Victoria by severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).

The purpose of this Order is to address the public health emergency posed by the ongoing global **SARS-CoV-2 (COVID-19)** pandemic, which is currently affecting the State of Victoria.

In furtherance of that purpose, this Order is intended to facilitate the **SARS-CoV-2 (COVID-19)** vaccine program, by authorising classes of persons to obtain and possess and use (including to prepare and administer) any **SARS-CoV-2 (COVID-19)** vaccine approved by the **TGA (COVID-19 VACCINE)** under the conditions outlined in this Order.

All authorised persons, irrespective of their status under the **Act** and the **Regulations**, are to adhere to the conditions of this Order prior to obtaining, possessing or using any **COVID-19 VACCINE**.

1. Authorisation

By this Order, I authorise the following classes of persons (**authorised persons**) to undertake **authorised vaccination activities** in relation to the **COVID-19 VACCINE**:

- (a) tertiary students registered with **Ahpra**, who are training and/or studying to qualify for registration in the fields of:
 - i. medicine, having successfully completed all units of study from the second year of a Bachelor's program or the first year of study of a post-graduate program or Master's program leading to provisional registration with **Ahpra** as a medical intern; or
 - ii. nursing, having successfully completed all units of study from the second year of a Bachelor's program or the first year of study of a two-year Master's program leading to initial registration with **Ahpra** as a registered nurse; or
 - iii. midwifery, having successfully completed all units of study from the second year of a Bachelor's program or the first year of study of a two-year Master's program leading to initial registration with **Ahpra** as a midwife; or
 - iv. paramedicine, having successfully completed all units of study from the second year of a Bachelor's program leading to initial registration with **Ahpra** as a paramedic.

2. Activities authorised

- (a) The **authorised persons** may undertake the following **authorised vaccination activities**:
 - i. obtain and possess the **COVID-19 VACCINE** from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the **Act** or **Regulations** or a **Public Health Emergency Order**; and
 - ii. reconstitute the **COVID-19 VACCINE** in accordance with the manufacturer's instructions and transfer to a single-use syringe; and
 - iii. label the syringe for administration of the **COVID-19 VACCINE** (where the product is not labelled when delivered); and
 - iv. administer the **COVID-19 VACCINE**, that has been reconstituted in accordance with the manufacturer's instructions and transferred to a single-use syringe, to persons approved by the **TGA** as eligible to receive the vaccine.
- (b) Where a class of person is authorised to obtain and possess and use (including to prepare and administer) the **COVID-19 VACCINE**, each person within the class of **authorised persons** must ensure that they comply with the following on each occasion when they do so:

- i. Victorian COVID-19 Vaccination Guidelines (current at the time of administering the **COVID-19 VACCINE**); and
 - ii. Australian Immunisation Handbook (current at the time of administering the **COVID-19 VACCINE**); and
 - iii. National Vaccine Storage Guidelines: Strive for 5 (current at the time of administering the **COVID-19 VACCINE**); and
 - iv. any guidelines issued by the Department of Health or the Government of Australia in relation to any **COVID-19 VACCINE** approved by the TGA (current at the time of administering the **COVID-19 VACCINE**).
- (c) An approved **COVID-19 VACCINE** must only be used for persons indicated by the TGA to receive the vaccine.
- (d) The authorisation granted in clause 1 for the **authorised vaccination activities** in clause 2 is subject to the conditions detailed in clauses 3 and 4.

3. Training and supervision requirements

- (a) The authorisation to undertake **authorised vaccination activities** is contingent upon:
- i. successful completion of the specified training (including all competency assessments); and
 - ii. satisfaction of the supervision requirements contained in the Victorian COVID-19 Vaccination Guidelines, as replaced or amended from time to time.
- (b) It is the responsibility of persons authorised under clause 1 to undertake **authorised vaccination activities** to:
- i. be aware of, and understand, the most up-to-date training and supervision requirements that apply to them by regularly checking the Victorian COVID-19 Vaccination Guidelines; and
 - ii. undertake the **authorised vaccination activities** only if their training and supervision requirements are met.

4. Supply and premises restrictions

The **authorised vaccination activities** of **COVID-19 VACCINE** as detailed in subclauses 2(a)(i) – (iv) of this Order must take place at premises designated for vaccination service provision by organisations or individuals authorised to obtain and possess, sell or supply any **COVID-19 VACCINE** pursuant to the **Act** or **Regulations** or a **Public Health Emergency Order** or at any other premises as authorised by the Department of Health from time to time.

5. Definitions and interpretation

Act means the **Drugs, Poisons and Controlled Substances Act 1981**;

Ahpra means the Australian Health Practitioner Regulation Agency;

authorised persons has the meaning in clause 1;

Public Health Emergency Order means an order made under section 22D of the **Act** (including an order extended, amended or varied under section 22G of the **Act**);

Regulations means the *Drugs, Poisons and Controlled Substances Regulations 2017*;

TGA means the Therapeutic Goods Administration, Australia;

The word ‘including’ in this Order is not a word of limitation.

This Order comes into force on 21 February 2022 and continues in force until 20 August 2022 (dates inclusive), unless revoked earlier.

Dated 16 February 2022

PROFESSOR EUAN WALLACE
Secretary to the Department of Health

Drugs, Poisons and Controlled Substances Act 1981**PUBLIC HEALTH EMERGENCY ORDER UNDER SECTION 22D****Authorisation for Distribution – COVID-19 VACCINE**

I, Professor Euan Wallace, Secretary to the Department of Health, pursuant to section 22G of the **Act**, extend and amend the **Public Health Emergency Order (PHEO #10) (Order)** published in the Government Gazette on 19 August 2021 in the belief that it is necessary to do so to respond to, or prevent, a public health emergency or a serious risk to public health posed to the State of Victoria by severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).

The purpose of this Order is to address the public health emergency posed by the ongoing global **SARS-CoV-2** pandemic, which is currently affecting the State of Victoria.

In furtherance of that purpose, this Order is intended to facilitate the **SARS-CoV-2 (COVID-19)** vaccine program, by authorising classes of persons to obtain and possess and supply (including to distribute) **SARS-CoV-2 (COVID-19)** vaccines approved by the **TGA (COVID-19 VACCINE)** which are Schedule 4 poisons, and any Schedule 3 poisons necessary for the treatment of anaphylactic reactions to the **COVID-19 VACCINE (relevant Schedule 3 poisons)** under the conditions outlined in this Order.

All **authorised persons**, irrespective of their status under the Act and the Regulations, are to adhere to the conditions of this Order prior to distributing any **COVID-19 VACCINE**.

Authorisation

By this Order, I authorise all health services as bodies corporate by operation of the **Health Services Act 1988** to obtain and possess and supply (including to distribute) any **COVID-19 VACCINE**, and any **relevant Schedule 3 poisons**, to persons authorised to possess any **COVID-19 VACCINE** and **relevant Schedule 3 poisons** in accordance with the **Act**, the **Regulations** and any other applicable Victorian legislation, where the health service complies with manufacturer's directions and Victorian and Commonwealth requirements for the:

- i. safe and secure storage and distribution of medicines;
- ii. retention of records;
- iii. storage of temperature-sensitive medicines and cold chain management; and
- iv. disposal of unused, unwanted, or expired medicines.

By this Order, I authorise all aged care services, as defined in the **Aged Care Act 1997 (Cth) (aged care services)**, and disability services, as defined in the **Disability Act 2006 (disability services)**, to obtain and possess and supply (including to distribute) any **COVID-19 VACCINE** and any **relevant Schedule 3 poisons** for the purposes of the any guidelines issued by the Commonwealth or the State of Victoria in relation to COVID-19 vaccination in **aged care services** or **disability services**, where the service complies with manufacturer's directions and Victorian and Commonwealth requirements for the:

- i. safe and secure storage and distribution of medicines;
- ii. retention of records;
- iii. storage of temperature-sensitive medicines and cold chain management; and
- iv. disposal of unused, unwanted, or expired medicines.

Definitions and interpretation

Act means the **Drugs, Poisons and Controlled Substances Act 1981**;

authorised persons means persons authorised under the **Act** and/or **Regulations** (including as authorised under a **Public Health Emergency Order**), as amended or replaced from time to time;

Public Health Emergency Order means an order made under section 22D of the **Act** (including an order extended, amended or varied under section 22G of the **Act**);

Regulations means the *Drugs, Poisons and Controlled Substances Regulations 2017*;

TGA means the Therapeutic Goods Administration, Australia.

The word ‘including’ in this Order is not a word of limitation.

This Order comes into force on 21 February 2022 and continues in force until 20 August 2022 (dates inclusive), unless earlier revoked.

Dated 16 February 2022

PROFESSOR EUAN WALLACE
Secretary to the Department of Health

Drugs, Poisons and Controlled Substances Act 1981**PUBLIC HEALTH EMERGENCY ORDER UNDER SECTION 22D****Authorisation – COVID-19 VACCINE (Aspen Medical)**

I, Professor Euan Wallace, Secretary to the Department of Health, pursuant to section 22G of the **Act**, extend and amend the **Public Health Emergency Order** (PHEO #11) (**Order**) published in the Government Gazette on 19 August 2021 in the belief that it is necessary to do so to respond to, or prevent, a public health emergency or a serious risk to public health posed to the State of Victoria by severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).

The purpose of this Order is to address the public health emergency posed by the ongoing global **SARS-CoV-2** pandemic, which is currently affecting the State of Victoria.

In furtherance of that purpose, this Order is intended to facilitate the **SARS-CoV-2** (COVID-19) vaccine program, by authorising **Aspen Medical** to obtain and possess **SARS-CoV-2** (COVID-19) vaccines approved by the **TGA** (**COVID-19 VACCINE**) which are Schedule 4 poisons, and any Schedule 3 poisons necessary for the treatment of anaphylactic reactions to the **COVID-19 VACCINE** (**relevant Schedule 3 poisons**) in accordance with the conditions outlined in this Order.

All authorised persons, irrespective of their status under the **Act** and the **Regulations**, are to adhere to the conditions of this Order prior to obtaining and possessing any **COVID-19 VACCINE**.

Authorisation

By this Order, I authorise **Aspen Medical** to obtain and possess any **COVID-19 VACCINE** and any **relevant Schedule 3 poisons** in accordance with the **Act**, the **Regulations** and any other applicable Victorian legislation, subject to **Aspen Medical** complying with the requirements of any guidelines issued by the Commonwealth or the State of Victoria in relation to COVID-19 vaccination in aged care services, as defined in the **Aged Care Act 1997** (Cth), or disability services, as defined in the **Disability Act 2006**, manufacturers' directions and Victorian and Commonwealth requirements for the:

- i. safe and secure storage, transport and custody of the medicines;
- ii. retention of records;
- iii. storage of temperature-sensitive medicines and cold chain management
- iv. disposal of unused, unwanted, or expired medicines; and
- v. appropriate preparation and administration of the **COVID-19 VACCINE** by **authorised persons**;

The authorisation of **Aspen Medical**, to obtain and possess any **COVID-19 VACCINE** and any **relevant Schedule 3 poisons** by this Order, is also subject to **Aspen Medical** complying with the requirement to:

- i. implement a quality and safety framework in accordance with the Australian Commission on Safety and Quality in Health Care's National Safety and Quality Health Service Standards (current at the time of administering the **COVID-19 VACCINE**);
- ii. implement an operational clinical governance framework in accordance with the Australian Commission on Safety and Quality in Health Care's National Model Clinical Governance Framework (current at the time of administering the **COVID-19 VACCINE**); and
- iii. ensure reporting of medically attended adverse events as per recommendations issued by the TGA and in line with the Victorian Surveillance of Adverse Events Following Vaccination in the Community reporting requirements (current at the time of administering the **COVID-19 VACCINE**).

As part of this Order, **Aspen Medical** must comply with any reasonable direction given by the Department of Health for the purposes of compliance with the conditions of this Order.

Definitions and interpretation

Act means the **Drugs, Poisons and Controlled Substances Act 1981**;

Aspen Medical means Aspen Medical Pty Ltd ACN 105 250 413;

authorised persons means persons authorised under the **Act** and/or **Regulations** (including as authorised under a **Public Health Emergency Order**), as amended or replaced from time to time;

Public Health Emergency Order means an order made under section 22D of the **Act** (including an order extended, amended or varied under section 22G of the **Act**);

Regulations means the *Drugs, Poisons and Controlled Substances Regulations 2017*;

TGA means the Therapeutic Goods Administration, Australia.

The word ‘including’ in this Order is not a word of limitation.

This Order comes into force on 21 February 2022 and continues in force until 20 August 2022 (dates inclusive), unless revoked earlier.

Dated 16 February 2022

PROFESSOR EUAN WALLACE
Secretary to the Department of Health

Drugs, Poisons and Controlled Substances Act 1981**PUBLIC HEALTH EMERGENCY ORDER UNDER SECTION 22D****Authorisation – COVID-19 VACCINE (Department of Defence)**

I, Professor Euan Wallace, Secretary to the Department of Health, pursuant to section 22G of the **Act**, extend and amend the **Public Health Emergency Order (PHEO #12) (Order)** published in the Government Gazette on 19 August 2021 in the belief that it is necessary to do so to respond to, or prevent, a public health emergency or a serious risk to public health posed to the State of Victoria by severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).

The purpose of this Order is to address the public health emergency posed by the ongoing global **SARS-CoV-2** pandemic, which is currently affecting the State of Victoria.

In furtherance of that purpose, this Order is intended to facilitate the **SARS-CoV-2 (COVID-19)** vaccine program, by authorising the **Department of Defence** to obtain and possess and supply:

- (a) **any COVID-19 VACCINE** which are Schedule 4 poisons; and
- (b) **any relevant Schedule 3 poisons**,

in accordance with the conditions outlined in this Order.

All **authorised persons**, irrespective of their status under the **Act** and the **Regulations**, are to adhere to the conditions of this Order prior to obtaining, possessing or supplying any **COVID-19 VACCINE**.

Authorisation

By this Order, I authorise the Department of Defence, to obtain and possess and supply, any **COVID-19 VACCINE** and any relevant Schedule 3 poisons in accordance with the **Act**, the **Regulations** and any other applicable Victorian legislation, subject to the Department of Defence complying with the requirements of any guidelines issued by the Commonwealth or the State of Victoria in relation to COVID-19 vaccination in aged care services, as defined in the **Aged Care Act 1997 (Cth)**, or disability services, as defined in the **Disability Act 2006**, manufacturers' directions and Victorian and Commonwealth requirements for the:

- i. safe and secure storage, transport and custody of the medicines;
- ii. retention of records;
- iii. storage of temperature-sensitive medicines and cold chain management;
- iv. disposal of unused, unwanted, or expired medicines; and
- v. appropriate preparation and administration of the **COVID-19 VACCINE** by **authorised persons**.

The authorisation of the Department of Defence, to obtain and possess and supply any **COVID-19 VACCINE** and any **relevant Schedule 3 poisons** by this Order, is also subject to the Department of Defence complying with the requirement to:

- i. implement a quality and safety framework in accordance with the Australian Commission on Safety and Quality in Health Care's National Safety and Quality Health Service Standards (current at the time of administering the **COVID-19 VACCINE**);
- ii. implement an operational clinical governance framework in accordance with the Australian Commission on Safety and Quality in Health Care's National Model Clinical Governance Framework (current at the time of administering the **COVID-19 VACCINE**); and
- iii. ensure reporting of medically attended adverse events as per recommendations issued by the **TGA** and in line with the Victorian Surveillance of Adverse Events Following Vaccination in the Community reporting requirements (current at the time of administering the **COVID-19 VACCINE**).

As part of this Order, the Department of Defence must comply with any reasonable direction given by the Department of Health for the purposes of compliance with the conditions of this Order.

Definitions and interpretation

Act means the **Drugs, Poisons and Controlled Substances Act 1981**;

Department of Defence means Department of Defence ABN 68 706 814 312;

authorised persons means persons authorised under the **Act** and/or **Regulations**, (including as authorised under a **Public Health Emergency Order**), as amended or replaced from time to time;

Public Health Emergency Order means an order made under section 22D of the **Act** (including an order extended, amended or varied under section 22G of the **Act**);

COVID-19 VACCINE means any **SARS-CoV-2** (COVID-19) vaccine approved by the **TGA**;

Regulations means the *Drugs, Poisons and Controlled Substances Regulations 2017*;

relevant Schedule 3 poisons means any Schedule 3 poisons necessary for the treatment of anaphylactic reactions to the **COVID-19 VACCINE**;

TGA means the Therapeutic Goods Administration, Australia.

The word ‘including’ in this Order is not a word of limitation.

This Order comes into force on 13 March 2022 and continues in force until 20 August 2022 (dates inclusive), unless revoked earlier.

Dated 16 February 2022

PROFESSOR EUAN WALLACE
Secretary to the Department of Health

Drugs, Poisons and Controlled Substances Act 1981**PUBLIC HEALTH EMERGENCY ORDER UNDER SECTION 22D****Authorisation for Preparation and Administration – COVID-19 VACCINE (surge workforce)**

I, Professor Euan Wallace, Secretary to the Department of Health, pursuant to section 22D of the **Act**, extend and amend the **Public Health Emergency Order** (PHEO #14) (**Order**) published in the Government Gazette on 1 September 2021 in the belief that it is necessary to do so to respond to, or prevent, a public health emergency or a serious risk to public health posed to the State of Victoria by severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).

The purpose of this Order is to address the public health emergency posed by the ongoing global **SARS-CoV-2** (COVID-19) pandemic, which is currently affecting the State of Victoria.

In furtherance of that purpose, this Order is intended to facilitate the **SARS-CoV-2** (COVID-19) vaccine program, by authorising classes of persons to obtain and possess and use (including to prepare and administer), any **SARS-CoV-2** (COVID-19) vaccine approved by the **TGA** (**COVID-19 VACCINE**) under the conditions outlined in this Order.

All **authorised persons**, irrespective of their status under the Act and the Regulations, are to adhere to the conditions of this Order prior to obtaining, possessing or using any **COVID-19 VACCINE**.

1. Authorisation

By this Order, I authorise the following classes of persons (**authorised persons**) to undertake **authorised vaccination activities** in relation to the **COVID-19 VACCINE**:

- (a) dentists registered under the **Health Practitioner Regulation National Law**, to practice in the dentistry profession; and
- (b) dental practitioners registered under the **Health Practitioner Regulation National Law**, to practice in the dental therapy, dental hygiene and/or oral health therapy professions; and
- (c) physiotherapists registered under the **Health Practitioner Regulation National Law**, to practice in the physiotherapy profession; and
- (d) occupational therapists registered under the **Health Practitioner Regulation National Law**, to practice in the occupational therapy profession; and
- (e) podiatrists registered under the **Health Practitioner Regulation National Law**, to practice in the podiatry profession; and
- (f) optometrists registered under the **Health Practitioner Regulation National Law**, to practice in the optometry profession; and
- (g) medical radiation practitioners who are registered under the **Health Practitioner Regulation National Law** and who hold the protected titles of medical radiation practitioner, diagnostic radiographer, medical imaging technologist, radiographer, nuclear medicine scientist, nuclear medicine technologist and/or radiation therapist; and
- (h) pharmacists registered under the **Health Practitioner Regulation National Law**, to practice in the pharmacy profession; and
- (i) intern pharmacists provisionally registered with **Ahpra**; and
- (j) speech pathologists and dietitians who are eligible for registration or membership of the Australian industry or relevant professional association (as applicable), to practice in the speech pathology and/or dietetic professions; and
- (k) orthoptists who are registered with the Australian Orthoptic Board, as required under the **Regulations**; and
- (l) orthotists and prosthetists who are eligible for membership of the relevant Australian industry or professional association (as applicable), to practice in the orthotic and prosthetics professions; and
- (m) pathology collectors, having successfully completed as a minimum certification a Certificate III in Pathology Collection; and

- (n) medical laboratory scientists and medical laboratory technicians; and
- (o) researchers or scientists with relevant biomedical laboratory and/or research experience in using aseptic techniques within the last ten years; and
- (p) medical laboratory science students, having successfully completed all units of study from the third year of a Bachelor of Biomedical Science (Laboratory Medicine); and
- (q) dental assistants, having successfully completed as a minimum certification a Certificate III in Dental Assisting.

2. Activities authorised

- (a) The table at Schedule A details the activities that each class of **authorised persons** may perform in relation to delivery of the **COVID-19 VACCINE**.
- (b) Where a class of person is authorised to obtain and possess and use (including to prepare and administer) the **COVID-19 VACCINE**, each person within that class of **authorised persons** must ensure that they comply with the following on each occasion when they do so:
 - i. the Victorian COVID-19 Vaccination Guidelines (current at the time of administering the **COVID-19 VACCINE**); and
 - ii. the Australian Immunisation Handbook (current at the time of administering the **COVID-19 VACCINE**); and
 - iii. the National Vaccine Storage Guidelines: Strive for 5 (current at the time of administering the **COVID-19 VACCINE**); and
 - iv. any guidelines issued by the Department of Health or the Government of Australia in relation to any **COVID-19 VACCINE** (current at the time of administering the **COVID-19 VACCINE**).
- (c) An approved **COVID-19 VACCINE** must only be used for persons indicated by the **TGA** to receive the vaccine.
- (d) The authorisation granted in clause 1 for the **authorised vaccination activities** in clause 2 is subject to the conditions detailed in clauses 3 and 4.

3. Training and supervision requirements

- (a) The authorisation to undertake **authorised vaccination activities** is contingent upon:
 - i. successful completion of the specified training (including all competency assessments); and
 - ii. satisfaction of the supervision requirementscontained in the Victorian COVID-19 Vaccination Guidelines, as replaced or amended from time to time.
- (b) It is the responsibility of persons authorised under clause 1 to undertake **authorised vaccination activities** to:
 - i. be aware of, and understand, the most up-to-date training and supervision requirements that apply to them by regularly checking the Victorian COVID-19 Vaccination Guidelines; and
 - ii. undertake the **authorised vaccination activities** only if their training and supervision requirements are met.

4. Supply and premises restrictions

The authorised vaccination activities of **COVID-19 VACCINE** as detailed in Schedule A must take place at premises designated for vaccination service provision by organisations or individuals authorised to obtain and possess, sell or supply the vaccine pursuant to the **Act** or **Regulations** or a **Public Health Emergency Order** or any other premises as authorised by the Department of Health from time to time.

5. Definitions and interpretation

Act means the **Drugs, Poisons and Controlled Substances Act 1981**;

Ahpra means the Australian Health Practitioner Regulation Agency;

authorised persons has the meaning in clause 1;

authorised vaccination activities means the activities detailed in Schedule A;

Health Practitioner Regulation National Law means the **Health Practitioner Regulation National Law Act 2009** as amended or replaced from time to time;

Public Health Emergency Order means an order made under section 22D of the **Act** (including an order extended, amended or varied under section 22G of the **Act**);

Regulations means the *Drugs, Poisons and Controlled Substances Regulations 2017*;

TGA means the Therapeutic Goods Administration, Australia.

The word ‘including’ in this Order is not a word of limitation.

This Order comes into force on 1 March 2022 and continues in force until 20 August 2022 (dates inclusive), unless revoked earlier.

Dated 16 February 2022

PROFESSOR EUAN WALLACE
Secretary to the Department of Health

SCHEDULE A – AUTHORISED SARS-COV-2 VACCINATION ACTIVITIES

Authorised persons	Authorised vaccination activities
Dentists; Dental practitioners; Physiotherapists; Occupational therapists; Podiatrists; Optometrists; Medical radiation practitioners; Pharmacists; Intern pharmacists; Orthoptists; Speech pathologists; Dietitians; Orthotists; Prosthetists; Pathology collectors	(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order ; and (b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer’s instructions and transfer to a single-use syringe; and (c) label the syringe for administration (where the product is not labelled when delivered); and (d) administer the COVID-19 VACCINE , that has been reconstituted in accordance with the manufacturer’s instructions and transferred to a single-use syringe, to persons approved by the TGA as eligible to receive the vaccine.
Medical laboratory scientists; Medical laboratory technicians; Researchers and scientists in accordance with clause 1(o); Medical laboratory science students; Dental assistants	(a) obtain and possess the COVID-19 VACCINE from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the Act or Regulations or a Public Health Emergency Order ; and (b) reconstitute the COVID-19 VACCINE in accordance with the manufacturer’s instructions and transfer to a single-use syringe; and (c) label the syringe for administration (where the product is not labelled when delivered).

Drugs, Poisons and Controlled Substances Act 1981**PUBLIC HEALTH EMERGENCY ORDER UNDER SECTION 22D****Authorisation for Administration – COVID-19 VACCINE (surge students)**

I, Professor Euan Wallace, Secretary to the Department of Health, pursuant to section 22D of the **Act**, extend and amend the **Public Health Emergency Order (PHEO #15) (Order)** published in the Government Gazette on 1 September 2021 in the belief that it is necessary to do so to respond to, or prevent, a public health emergency or a serious risk to public health posed to the State of Victoria by severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).

The purpose of this Order is to address the public health emergency posed by the ongoing global **SARS-CoV-2 (COVID-19)** pandemic, which is currently affecting the State of Victoria.

In furtherance of that purpose, this Order is intended to facilitate the **SARS-CoV-2 (COVID-19)** vaccine program, by authorising classes of persons to obtain and possess and use (including to prepare and administer) any **SARS-CoV-2 (COVID-19)** vaccine approved by the **TGA (COVID-19 VACCINE)** under the conditions outlined in this Order.

All **authorised persons**, irrespective of their status under the **Act** and the **Regulations**, are to adhere to the conditions of this Order prior to obtaining, possessing or using any **COVID-19 VACCINE**.

1. Authorisation

By this Order, I authorise the following classes of persons (**authorised persons**) to undertake **authorised vaccination activities** in relation to the **COVID-19 VACCINE**:

- (a) tertiary students who are training and/or studying in the fields of:
 - i. dentistry, having successfully completed all units of study from the third year of a Bachelor's program or the second year of a Master's program leading to initial registration with **Ahpra** as a dentist; and
 - ii. oral health, having successfully completed all units of study from the second year of a Bachelor's program leading to initial registration with **Ahpra** as an oral health professional (oral health therapist, dental hygienist or dental therapist); and
 - iii. physiotherapy, having successfully completed all units of study from the third year of a Bachelor's program or the first year of a Master's or post-graduate entry program leading to initial registration with **Ahpra** as a physiotherapist; and
 - iv. occupational therapy, having successfully completed all units of study from the third year of a Bachelor's program or the first year of a Master's or post-graduate entry program leading to initial registration with **Ahpra** as an occupational therapist; and
 - v. podiatry, having successfully completed all units of study from the third year of a Bachelor's program leading to initial registration with **Ahpra** as a podiatrist; and
 - vi. pharmacy, having successfully completed all units of study from the third year of a Bachelor's program leading to provisional registration with **Ahpra** as a pharmacist intern; and
 - vii. nursing or midwifery, having successfully completed all units of study from the first year of a Bachelor's program leading to initial registration with **Ahpra** as a nurse and/or a midwife; and
 - viii. paramedicine, having successfully completed all units of study from the first year of a Bachelor's program leading to initial registration with **Ahpra** as a paramedic.
- (b) intern pharmacists, provisionally registered with **Ahpra**.

2. Activities authorised

- (a) The **authorised persons** may undertake the following **authorised vaccination activities**:
- i. obtain and possess the **COVID-19 VACCINE** from an organisation authorised to obtain and possess, sell or supply the vaccine pursuant to the **Act** or **Regulations** or a **Public Health Emergency Order**; and
 - ii. reconstitute the **COVID-19 VACCINE** in accordance with the manufacturer's instructions and transfer to a single-use syringe; and
 - iii. label the syringe for administration of the **COVID-19 VACCINE** (where the product is not labelled when delivered); and
 - iv. administer the **COVID-19 VACCINE**, that has been reconstituted in accordance with the manufacturer's instructions and transferred to a single-use syringe, to persons approved by the **TGA** as eligible to receive the vaccine.
- (b) Where a class of person is authorised to obtain and possess and use (including to prepare and administer) the **COVID-19 VACCINE**, each person within that class of **authorised persons** must ensure that they comply with the following on each occasion when they do so:
- i. the Victorian COVID-19 Vaccination Guidelines (current at the time of administering the **COVID-19 VACCINE**); and
 - ii. the Australian Immunisation Handbook (current at the time of administering the **COVID-19 VACCINE**); and
 - iii. the National Vaccine Storage Guidelines: Strive for 5 (current at the time of administering the **COVID-19 VACCINE**); and
 - iv. any guidelines issued by the Department of Health or the Government of Australia in relation to any **COVID-19 VACCINE** approved by the **TGA** (current at the time of administering the **COVID-19 VACCINE**).
- (c) An approved **COVID-19 VACCINE** must only be used for persons indicated by the **TGA** to receive the vaccine.
- (d) The authorisation granted in clause 1 for the **authorised vaccination activities** in clause 2 is subject to the conditions detailed in clauses 3 and 4.

3. Training and supervision requirements

- (a) The authorisation to undertake **authorised vaccination activities** is contingent upon:
- i. successful completion of the specified training (including all competency assessments); and
 - ii. satisfaction of the supervision requirements contained in the Victorian COVID-19 Vaccination Guidelines, as replaced or amended from time to time.
- (b) It is the responsibility of persons authorised under clause 1 to undertake **authorised vaccination activities** to:
- i. be aware of, and understand, the most up-to-date training and supervision requirements that apply to them by regularly checking the Victorian COVID-19 Vaccination Guidelines; and
 - ii. undertake the **authorised vaccination activities** only if their training and supervision requirements are met.

4. Supply and premises restrictions

The **authorised vaccination activities** of **COVID-19 VACCINE** as detailed in subclauses 2(a)(i)–(iv) of this Order must take place at premises designated for vaccination service provision by organisations or individuals authorised to obtain and possess, sell or supply **COVID-19 VACCINE** pursuant to the **Act** or **Regulations** or a **Public Health Emergency Order** or any other premises as authorised by the Department of Health from time to time.

5. Definitions and interpretation

Act means the **Drugs, Poisons and Controlled Substances Act 1981**;

Ahpra means the Australian Health Practitioner Regulation Agency;

authorised persons has the meaning in clause 1;

authorised vaccination activities means the activities detailed in clauses 2(a)(i)–(iv);

Public Health Emergency Order means an order made under section 22D of the **Act** (including an order extended, amended or varied under section 22G of the **Act**);

Regulations means the *Drugs, Poisons and Controlled Substances Regulations 2017*;

TGA means the Therapeutic Goods Administration, Australia.

The word ‘including’ in this Order is not a word of limitation.

This Order comes into force on 1 March 2022 and continues in force until 20 August 2022 (dates inclusive), unless revoked earlier.

Dated 16 February 2022

PROFESSOR EUAN WALLACE
Secretary to the Department of Health

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