

South Australia

Dental Practice (Exemption) Proclamation 2006

under section 45 of the *Dental Practice Act 2001*

1—Short title

This proclamation may be cited as the *Dental Practice (Exemption) Proclamation 2006*.

2—Commencement

This proclamation comes into operation on the day on which it is made.

3—Exemption from section 45(1) of Act

The persons and bodies named in Schedule 1 are exempt from section 45(1) of the Act subject to the conditions set out in Schedule 2.

4—Expiry

This proclamation expires on the first anniversary of its commencement.

Schedule 1—Exempt dental services providers

BJ Newman Nominees Pty Ltd (ACN 007 712 601)

BHAS Dental Clinic Incorporated (ABN 99 020 007 523)

Cherrison Pty Ltd (ACN 065 668 751) trading as *Dentkraft*

Dental Laboratory Services Pty Ltd (ACN 097 084 083)

Dentaltechnik Laboratories Pty Ltd (ACN 050 166 008)

Derek Robert Juers (ABN 79 297 059 196) trading as *Natural Denture Clinic (Port Noarlunga)*

Duggan Dental Castings Pty Ltd (ACN 008 017 383)

GW Evans Dental Laboratory Pty Ltd (ACN 008 290 837)

Health-Partners Incorporated (ABN 46 087 705 822)

Inkata Pty Ltd (ACN 008 212 977)

Mauro and Silvana Rella (ABN 57 696 637 363) trading as *Ceramibond-Express-Dental-Laboratory*

Medtec Pty Ltd (ACN 008 114 832)

Onyxmede Pty Ltd (ACN 082 813 554) trading as *Elizabeth South Dental Clinic and Grange Jetty Street Denture & Dental Clinic*

Pearl Dental Pty Ltd (ACN 099 624 558)

Robert G Storm, Sandra M Storm, Leonard S Storm and Deborah J Storm (ABN 20 315 381 952) trading as *Storm's Dental Laboratory*

Shirar Pty Ltd (ACN 058 710 893), Lenaxel Pty Ltd (ACN 090 730 402), Wallywan Pty Ltd (ACN 098 419 464), Fullfam Investments Pty Ltd (ACN 109 427 572), Leonie Castle, Rosemary Carapetis and Patricia Craven (ABN 79 467 968 084) trading as *Hove Dental Laboratory*

Schedule 2—Conditions of exemption

1—Interpretation

In this Schedule—

exempt dental services provider means a person or body named in Schedule 1.

2—Dental treatment to be provided through instrumentality of qualified person

An exempt dental services provider must not provide dental treatment for fee or reward except through the instrumentality of a qualified person.

3—Exempt dental services provider to be insured

An exempt dental services provider must be insured in the manner and to the extent that would be required under the Act if the provider were a company registered under section 33(2) of the Act.

4—Certain information to be provided to Board

- (1) An exempt dental services provider must, within 30 days of a change in any of the following particulars, give the Minister and the Board notice in writing setting out details of the change:
 - (a) the exempt dental services provider's full name and business or registered address;
 - (b) the registered business names, if any, under which dental treatment is provided by the exempt dental services provider;
 - (c) the address of the premises at which dental treatment is provided by the exempt dental services provider;
 - (d) the nature of the dental treatment provided by the exempt dental services provider;
 - (e) the full names and business addresses of the qualified persons through the instrumentality of whom dental treatment is provided by the exempt dental services provider;
 - (f) in the case of an exempt dental services provider that is a trust or corporate entity—the full names and addresses of all persons who occupy a position of authority in the trust or corporate entity.

- (2) An exempt dental services provider must, within 30 days of the occurrence of any of the following events, give the Minister and the Board notice in writing setting out details of the event:
- (a) the exempt dental services provider or, in the case of an exempt dental services provider that is a trust or corporate entity, a person who holds a position of authority in the trust or corporate entity—
 - (i) is convicted of an offence of dishonesty; or
 - (ii) is suspended or disqualified from practising or carrying on an occupation, trade or business under a law of this State, the Commonwealth, another State or a Territory of the Commonwealth; or
 - (iii) has his or her registration, licence or other authority to provide dental treatment in a place outside this State cancelled or revoked by a person or body responsible under the law of that place for the registration or licensing of persons who provide dental treatment; or
 - (iv) becomes an undischarged bankrupt or becomes subject to a composition or deed or scheme of arrangement with or for the benefit of creditors;
 - (b) a body corporate of which—
 - (i) the exempt dental services provider is a director; or
 - (ii) in the case of an exempt dental services provider that is a trust or corporate entity—a person who holds a position of authority in the trust or corporate entity is a director,is wound up for the benefit of creditors.

Made by the Governor

with the advice and consent of the Executive Council
on 9 November 2006

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