

ADIA Policy Statement –

Policy	R8 – Product Regulation (Teeth Whitening Products)
Statement	The appropriate regulatory framework for the lawful supply of teeth whitening products is the <i>Standard for the Uniform Scheduling of Medicines and Poisons</i> (SUSMP) and in that context guidance on professional use of other than over-the-counter products should be published by the Dental Board of Australia (DBA).
Principle/s	The regulatory framework for product standards and dental professionals' scope of practice are separate and it is not for the DBA to set standards which conflict with prevailing product standards set by state / territory governments.
Background	<ul style="list-style-type: none"> ▪ The regulatory standards for the lawful supply of teeth whitening products are set out in the SUSMP (also commonly referred to as the Poisons Standard) that are given effect by the state / territory government legislation. ▪ Regulatory standards for teeth whitening products that came into force on 1 May 2013 state that over-the-counter sale of teeth whitening products containing 6% or less hydrogen peroxide and / or 18% or less carbamide peroxide is permissible, as long as they meet the requirements set out in SUSMP. Teeth whitening products containing concentrations of hydrogen peroxide and / or carbamide peroxide greater than this are permitted to be dispensed by registered dental professionals to patients as part of their dental practice. ▪ The DBA has developed policies, codes and guidelines to provide guidance to the profession. These also help to clarify our views and expectations on a range of issues. ▪ The DBA has published an interim policy on teeth whitening pursuant to Section 39 of the Health Practitioner Regulation National Law Act (National Law) as in force in each state and territory. ▪ The current DBA interim policy conflicts with the SUSMP. Advice from state / territory governments is that the DBA policy is negated as state / territory government regulation carries greater force of law than that of the DBA interim policy. ▪ The DBA's decision to publish a policy that steps beyond professional practice and reaches into the product regulation space is an excellent example of unnecessary, duplicative, or ineffective government policy that could be removed or streamlined without undermining the safety or quality of teeth whitening products.
Framework Documents	<ul style="list-style-type: none"> ▪ ADIA Advocacy Agenda ▪ ADIA Stakeholder Engagement Strategy
Engagement & Advocacy Partner/s	<ul style="list-style-type: none"> ▪ <u>Internal</u>: ADIA-DRC Dental Regulation Committee ▪ <u>External</u>: Department of Environment (Australian Government).
Currency	ADIA-DRC Endorsement: 28/1/2015 ADIA Board Approval: 18/2/2015 (Reference 1.9.2)



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