

# Response ID ANON-3NHQ-DDQY-C

Submitted to Proposed refinements to the regulation of personalised medical devices  
Submitted on 2021-06-29 15:56:50

## Introduction

1 What is your name?

Name:

[REDACTED]

2 What is your work title?

Work title:

Optometrist

3 What is your email address?

Email:

[REDACTED]

4 What is your company/organisation?

Organisation:

[REDACTED]

5 What is your company/organisation address?

Please provide the business address of your company or organisation.:

[REDACTED]

6 Which industry do you work in, or represent?

Please state the industry that you work in, or are representing in your submission.:

Optometry

7 Are you responding:

As an individual

## Exclusion

8 Do you agree with the rationale for the proposed exclusion of products?

No

If you answered 'no' to the above question, why do you disagree with the rationale for the proposed exclusion of the products listed?:

The extra paperwork needed to fit contact lenses is out of step with the risk posed by the devies we fit. The safety of lenses we use for orthokeratology in particular is very high . We are only using products that have been shown to be safe all round the world.

In contrast other types of contact lenses ( soft contact lenses) are allowed to be sold through unregulated outlets (such as surf shops or tatoo parlours) where there is no professional support . As well people can buy the same product on the internet and the TGA make no effort to control this.

9 Are the risks posed by the products adequately managed if they are excluded from regulation by the TGA?

Yes

Please explain your response, including by providing examples that illustrate and/or support your position.:

As stated above the lenses we order are very specific and show no particular risk to the general public.

10 Are there further products that meet the principles proposed for exclusion? What are they and why should they be excluded?

Ensure your answer directly addresses (1) why the products pose no, or insignificant, levels of risk or (2) why the product does not meet the definition of a medical device. :

no

## Exemption

11 Do you agree with the rationale for the proposed exemption of Class I non-sterile, non-measuring patient-matched devices when produced under the circumstances listed in the consultation paper?

Not Answered

If you answered 'no' to the above question, please explain why it is that you disagree with the rationale for the proposed exemption of Class I non-sterile, non-measuring patient-matched medical devices?:

unable to answer as I am not sure what a Class I device is

12 Can the risks posed by Class I non-sterile, non-measuring patient-matched medical devices when produced under the circumstances listed in the consultation paper be adequately managed if they are exempted from inclusion in the ARTG?

No

Please explain your response, including by providing examples that illustrate and/or support your position.:

Unsure

13 Are there further circumstances where Class I non-sterile, non-measuring patient-matched devices could be exempt? If so, what measures are in place to manage the risks associated with the devices?

Ensure your answer directly addresses the specific circumstances that are in place (such as qualifications, accreditation, certification, etc) to ensure that the risks associated with the manufacture of the devices have been managed and the Australian regulatory requirements for medical devices have been met before they are supplied.:

As stated before our contact lens fitting is very safe and effective. IT is more safe than the unregulated sale of soft contact lenses elsewhere or through the internet

## Alternative conformity assessment procedures

14 Do you agree with the rationale for the proposed alternative conformity assessment procedures for Class IIa patient-matched medical devices when produced under the circumstances listed in the consultation paper?

Not Answered

If you answered 'no' to the above question, please explain why you disagree with the rationale for the proposed alternative conformity assessment procedures for Class IIa patient-matched medical devices?:

unsure

15 Do you agree that the risks associated with the Class IIa patient-matched medical devices when produced under the circumstances listed in the consultation paper could be adequately managed through the proposed alternative conformity assessment procedure?

Not Answered

Please explain your response, including by providing examples that illustrate and/or support your position.:

unsure

16 Are there further circumstances where an alternative conformity assessment procedure for Class IIa patient-matched devices would be appropriate?

Please ensure that your answer directly addresses what measures are in place to manage the risks associated with the devices.:

unsure

17 Are there any Class IIa patient-matched medical devices that should not be subject to an alternative conformity assessment procedure? What are they, and why not?

Please outline your reasoning.:

unsure

## Alternative approaches we should consider

18 Are there alternative mechanisms for minimising the regulatory burden for patient-matched medical devices without compromising patient health and safety that you would like to propose?

If applicable, please write your response in the text box below.:

With orthokeratology contact lenses we order from overseas the safety profile is already excellent. There is plenty of responsibility under Australian law on me to fit devices that will not damage peoples eyes.

### Required final step - Publishing my response

19 Do you consent to the Department collecting the information requested in Citizen Space about you, including any sensitive information, for the purposes of this consultation?

I consent

20 I consent to the submission made by me being published on the Department's website, and accessible to the public, including persons overseas, in accordance with the following preference:

Publish response without my name or my organisation's name (anonymously)

21 If there are specific answers you have provided that you do not wish to be published, please indicate these below.

Please state below any specific questions that you do not wish to have your answers to published.:

none

22 May we contact you for further information or to seek feedback about how the consultation was undertaken?

Yes

23 By making a submission, I acknowledge that:

I acknowledge the above