



Ambulance Service Act 1991

Ambulance Service Regulation 2003

Reprinted as in force on 17 February 2012

Reprint No. 3B

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the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy**

Information about this reprint

This regulation is reprinted as at 17 February 2012. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’). Variations of spelling will be updated in the next authorised reprint.

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

Replacement reprint date If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

Ambulance Service Regulation 2003

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Ambulance Service Regulation 2003

[as amended by all amendments that commenced on or before 17 February 2012]

1 Short title

This regulation may be cited as the *Ambulance Service Regulation 2003*.

2 Commencement

This regulation commences on 1 July 2003.

3 Definitions

The dictionary in schedule 2 defines particular words used in this regulation.

4 Transport by ambulance

- (1) If a person is involved in an accident or emergency and is transported by ambulance, the person may be taken to—
 - (a) the nearest public hospital; or
 - (b) another public hospital that the chief executive of the department in which the *Health Services Act 1991* is administered has decided is appropriate for the treatment of the person; or
 - (c) if transport to a hospital mentioned in paragraph (a) or (b) is not practicable—a private hospital; or
 - (d) if arrangements have been made with a doctor—the doctor’s surgery; or
 - (e) at the request of the person or the person’s parent or guardian—
 - (i) the accident and emergency department of a local private hospital; or

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- (ii) if a local doctor's surgery or office has the facilities to receive and treat the person—the surgery or office.
- (2) If a person in need of ambulance transport has been seen by a doctor, the person may be transported to a place nominated by the doctor.
- (3) Ambulance transport of a person from a hospital or a doctor's surgery to another place of medical care or a private residence may be provided only on the written request of a doctor.
- (4) A doctor must not make a nomination under subsection (2) or a request under subsection (3) unless the doctor is satisfied that the person can not safely, or reasonably, travel by an alternative form of transport.
- (5) The commissioner may—
 - (a) divert an ambulance to the scene of an accident or emergency; or
 - (b) allow more than 1 person to be transported in an ambulance; or
 - (c) limit the amount of baggage and the number of persons accompanying a person being transported in an ambulance.
- (6) Despite subsections (1), (2) and (5)(a), an ambulance officer may transport a person to any place where medical treatment is provided if the officer believes the person needs urgent medical treatment.

5 Fees for ambulance services

- (1) The fees payable by a non-exempt person to the Queensland Ambulance Service for ambulance services provided to the person are as follows—
 - (a) for emergency transport—\$1 022.20;
 - (b) for non-emergency transport—
 - (i) if the ambulance does not travel more than 50km—\$378.80; or

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- (ii) otherwise—\$378.80 plus \$1.58 for each kilometre or part of a kilometre over 50km travelled by the ambulance;
 - (c) for ambulance attendance if ambulance transport is refused or not required and an ambulance officer examines the person or provides the person with first aid or emergency treatment—the greater of—
 - (i) \$104.20; or
 - (ii) \$14.40 for each kilometre or part of a kilometre travelled by the ambulance, to a maximum of \$1 022.20;
 - (d) for the treatment of the person at an ambulance casualty centre—\$17.80;
 - (e) for transport by aerial ambulance, the greater of—
 - (i) \$7.25 for each kilometre or part of a kilometre of the flight from, and return to, the airport where the aerial ambulance is normally based; or
 - (ii) \$342.50.
- (2) If the Queensland Ambulance Service receives an amount from the Motor Accident Insurance Fund for providing an ambulance service to the person, a fee is not payable under this section by the person for the service.
- (3) For subsection (1)(b) and (c), the distance travelled by the ambulance is taken—
- (a) to begin at the ambulance station nearest the place of attendance on the person; and
 - (b) to finish at that station.
- (4) If more than 1 non-exempt person is transported in an ambulance at the one time, the prescribed fee is payable by each person.
- (5) Despite subsection (4), a fee is not payable by a non-exempt person who is merely accompanying a person being transported in an ambulance.

[s 5A]

- (6) Despite subsection (1), for a person under a disability, the fee is payable by the person's parent or guardian, manager or legal representative, as the case may be.
- (7) This section does not apply to the special use of ambulance services and vehicles for which the chief executive has set fees under section 54(4) of the Act.

5A Prescribed agreement between Queensland and the Commonwealth, another State or an entity—Act, s 50L(1)(a)

The agreement stated in schedule 1, part 1, is prescribed for section 50L(1)(a) of the Act.

5B Prescribed agreement between the service and an entity—Act, s 50L(1)(b)

The agreement stated in schedule 1, part 2, is prescribed for section 50L(1)(b) of the Act.

6 Repeal of Ambulance Service Regulation 1991

The Ambulance Service Regulation 1991 is repealed.

Schedule 1 Agreements

sections 5A and 5B

Part 1 Agreement with Commonwealth, State or entity

The agreement dated 1 December 2008 called, ‘Deed of Standing Offer between the Commonwealth of Australia (as represented by the Department of Veterans’ Affairs), the Repatriation Commission and the Military Rehabilitation and Compensation Commission; and the State of Queensland (as represented by the Department of Emergency Services—Queensland Ambulance Service), relating to the provision and payment of ambulance services provided to entitled persons in the State of Queensland’, as amended by the deeds of variation dated 16 September 2011 and 12 January 2012.

Part 2 Agreement with entity of the State

The agreement dated 8 August 2011 called, ‘Memorandum of Understanding on the Provision of Transport and Pre-Hospital Patient Care between Q-COMP – the Workers’ Compensation Regulatory Authority and Queensland Ambulance Service for the 2011-12 financial year’.

The agreement dated 1 June 2011 called, ‘Memorandum of Understanding in relation to Queensland Health Authorised Transports between Queensland Health and the Department of Community Safety through Queensland Ambulance Service’.

Schedule 2 Dictionary

section 3

emergency transport means transport provided by the service in response to a request for urgent help.

estate under management see the *Public Trustee Act 1978*, section 64.

guardian means a person who is recognised in law as having all the duties, powers, responsibilities and authority that, by law, parents have in relation to their children.

non-emergency transport means transport provided by the service other than emergency transport.

non-exempt person means a person other than a person who, under section 53B(1) of the Act, is not liable to pay a charge under the Act for the use of an ambulance service.

person under a disability means a non-exempt person who is—

- (a) a dependent minor; or
- (b) a person whose estate is an estate under management; or
- (c) a person otherwise legally incapable of managing the person's estate.

Endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 17 February 2012. Future amendments of the Ambulance Service Regulation 2003 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	1 July 2003	
1A	2004 SL No. 105	1 July 2004	
1B	2005 SL No. 105	3 June 2005	
1C	2005 SL No. 105	1 July 2005	
1D	2006 SL No. 169	1 July 2006	
1E	2007 SL No. 131	1 July 2007	R1E withdrawn, see R2
2	—	1 July 2007	
2A	2008 SL No. 205	1 July 2008	
2B	2009 SL No. 60	22 May 2009	
2C	2009 SL No. 113	1 July 2009	
2D	2010 SL No. 117	1 July 2010	R2D withdrawn, see R3
3	—	1 July 2010	
3A	2011 SL No. 104	1 July 2011	
3B	2012 SL No. 30	17 February 2012	

5 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

Ambulance Service Regulation 2003 SL No. 148

made by the Governor in Council on 26 June 2003

notfd gaz 27 June 2003 pp 749–56

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2003 (see s 2)

exp 1 September 2013 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

Ambulance Service Amendment Regulation (No. 1) 2004 SL No. 105

notfd gaz 25 June 2004 pp 573–81

ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2004 (see s 2)

Emergency Services Legislation Amendment Regulation (No. 1) 2005 SL No. 105 pts 1–2

notfd gaz 3 June 2005 pp 415–19
s 4(2)–(9) commenced 1 July 2005 (see s 2)
remaining provisions commenced on date of notification

Ambulance Service Amendment Regulation (No. 1) 2006 SL No. 169

notfd gaz 30 June 2006 pp 1060–7
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2006 (see s 2)

Ambulance Service Amendment Regulation (No. 1) 2007 SL No. 131

notfd gaz 22 June 2007 pp 1018–20
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2007 (see s 2)

Ambulance Service Amendment Regulation (No. 1) 2008 SL No. 205

notfd gaz 27 June 2008 pp 1268–78
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2008 (see s 2)

Ambulance Service Amendment Regulation (No. 1) 2009 SL No. 60

notfd gaz 22 May 2009 pp 331–3
commenced on date of notification

Ambulance Service Amendment Regulation (No. 2) 2009 SL No. 113

notfd gaz 26 June 2009 pp 831–7
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2009 (see s 2)

Community Safety (Fees) Amendment Regulation (No. 1) 2010 SL No. 117 pts 1–2

notfd gaz 18 June 2010 pp 529–35
ss 1–2 commenced on date of notification
remaining provisions commence 1 July 2010 (see s 2)
Note—An explanatory note was prepared.

Community Safety (Fees) Amendment Regulation (No. 1) 2011 SL No. 104 pts 1–2

notfd gaz 24 June 2011 pp 534–8
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2011 (see s 2)

Ambulance Service Amendment Regulation (No. 1) 2012 SL No. 30

notfd gaz 17 February 2012 pp 340–3
commenced on date of notification

6 List of annotations

Definitions

s 3 amd 2009 SL No. 60 s 3

Fees for ambulance services

prov hdg amd 2005 SL No. 105 s 4(1)

s 5 amd 2004 SL No. 105 s 4; 2005 SL No. 105 s 4(2)–(9); 2006 SL No. 169 s 4; 2007 SL No. 131 s 4; 2008 SL No. 205 s 4; 2009 SL No. 113 s 4; 2010 SL No. 117 s 4; 2011 SL No. 104 s 4

Prescribed agreement between Queensland and the Commonwealth, another State or an entity—Act, s 50L(1)(a)

s 5A ins 2009 SL No. 60 s 4

Prescribed agreement between the service and an entity—Act, s 50L(1)(b)

s 5B ins 2009 SL No. 60 s 4

SCHEDULE 1—AGREEMENTS

sch 1 ins 2009 SL No. 60 s 6

amd 2012 SL No. 30 s 3

SCHEDULE 2—DICTIONARY

sch 2 (prev sch) renum 2009 SL No. 60 s 5