



*Ambulance Service Act 1991*

# **Ambulance Service Regulation 2003**

**Current as at 1 July 2013**

## Information about this reprint

This reprint shows the legislation current as at the date on the cover and is authorised by the Parliamentary Counsel.

A new reprint of the legislation will be prepared by the Office of the Queensland Parliamentary Counsel when any change to the legislation takes effect. This change may be because a provision of the original legislation, or an amendment to it, commences or because a particular provision of the legislation expires or is repealed.

When a new reprint is prepared, this reprint will become a historical reprint. Also, if it is necessary to replace this reprint before a new reprint is prepared, for example, to include amendments with a retrospective commencement, an appropriate note would be included on the cover of the replacement reprint and on the copy of this reprint at [www.legislation.qld.gov.au](http://www.legislation.qld.gov.au).

The endnotes to this reprint contain detailed information about the legislation and reprint. For example—

- The table of reprints endnote lists any previous reprints and, for this reprint, gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it.
- The list of legislation endnote gives historical information about the original legislation and the legislation which amended it. It also gives details of uncommenced amendments to this legislation. For information about possible amendments to the legislation by Bills introduced in Parliament, see the Queensland Legislation Current Annotations at [www.legislation.qld.gov.au/Leg\\_Info/information.htm](http://www.legislation.qld.gov.au/Leg_Info/information.htm).
- The list of annotations endnote gives historical information at section level.

All Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints are not continued.



Queensland

# Ambulance Service Regulation 2003

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# Ambulance Service Regulation 2003

[as amended by all amendments that commenced on or before 1 July 2013]

## 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 a health service chief executive of a Hospital and Health Service under the *Hospital and Health Boards Act 2011* 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

[s 5]

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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—\$1094.95;
  - (b) for non-emergency transport—
    - (i) if the ambulance does not travel more than 50km—\$405.75; or

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- (ii) otherwise—\$405.75 plus \$1.68 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) \$111.55; or
    - (ii) \$15.40 for each kilometre or part of a kilometre travelled by the ambulance, to a maximum of \$1094.95;
  - (d) for the treatment of the person at an ambulance casualty centre—\$19.00.
- (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.
  - (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.

[s 5A]

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**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

## 1 Index to 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 1 July 2013. 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 version
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

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3237 0466 or email [legislation.queries@oqpc.qld.gov.au](mailto:legislation.queries@oqpc.qld.gov.au).

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

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	
3C	2012 SL No. 90	1 July 2012	
	2012 SL No. 91		

Current as at 1 July 2013	Amendments included 2013 SL No. 110	Notes
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## 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

**Health and Hospitals Network and Other Legislation Amendment Regulation (No. 1) 2012 SL No. 90 pt 1, s 41 sch**

notfd gaz 29 June 2012 pp 704–710

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2012 (see s 2)

**Community Safety (Fees and Other Matters) Amendment Regulation (No. 1) 2012 SL No. 91 pts 1–2**

notfd gaz 29 June 2012 pp 704–710

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2012 (see s 2)

**Community Safety Legislation Amendment Regulation (No. 1) 2013 SL No. 110 ss 1–2(1), pt 2**

notfd gaz 21 June 2013 pp 503–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2013 (see s 2(1))

## 6 List of annotations

### Definitions

s 3 amd 2009 SL No. 60 s 3

### Transport by ambulance

s 4 amd 2012 SL No. 90 s 41 sch

### 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; 2012 SL No. 91 s 4; 2013 SL No. 110 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**  
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

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