

Queensland



Subordinate Legislation 2003 No. 130

*Food Act 1981*  
*Health Act 1937*  
*Health Services Act 1991*  
*Private Health Facilities Act 1999*  
*Radiation Safety Act 1999*

**HEALTH LEGISLATION AMENDMENT  
REGULATION (No. 1) 2003**

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## **PART 1—PRELIMINARY**

### **1 Short title**

This regulation may be cited as the *Health Legislation Amendment Regulation (No. 1) 2003*.

### **2 Commencement**

This regulation commences on 1 July 2003.

## **PART 2—AMENDMENT OF FOOD STANDARDS REGULATION 1994**

### **3 Regulation amended in pt 2**

This part amends the *Food Standards Regulation 1994*.

### **4 Amendment of s 11 (Fee payable for analysis)**

Section 11, '\$238.80'—

*omit, insert—*

'\$247'.

## **PART 3—AMENDMENT OF HEALTH (DRUGS AND POISONS) REGULATION 1996**

### **5 Regulation amended in pt 3**

This part amends the *Health (Drugs and Poisons) Regulation 1996*.

## 6 Replacement of appendix 2 (Application fees for licences)

Appendix 2—

*omit, insert—*

### ‘APPENDIX 2

### ‘APPLICATION FEES FOR LICENCES

section 17

\$

Application for, or application for renewal of—

(a) controlled drug manufacturer licence . . . . .	268.50
(b) restricted drug manufacturer licence . . . . .	268.50
(c) controlled drug wholesaler licence . . . . .	268.50
(d) restricted drug wholesaler licence . . . . .	268.50
(e) poison manufacturer licence . . . . .	132.00
(f) poison wholesaler licence . . . . .	132.00
(g) general poison licence . . . . .	74.00
(h) licence to sell S7 poisons for other than human therapeutic use . . . . .	51.50
(i) wholesale representative licence . . . . .	56.50’.

## PART 4—AMENDMENT OF HEALTH REGULATION 1996

### 7 Regulation amended in pt 4

This part amends the *Health Regulation 1996*.

## 8 Amendment of sch 3 (Fees)

Schedule 3, items 1 to 3—

*omit, insert—*

- ‘1. Analysis of a drug or article by an analyst by any of the following methods—
- |                                     |        |
|-------------------------------------|--------|
| (a) chemical . . . . .              | 225.00 |
| (b) physical . . . . .              | 225.00 |
| (c) chemical and physical . . . . . | 225.00 |
| (d) microbiological . . . . .       | 225.00 |
2. Application for, or application for renewal of, a licence under part 10 . . . . . 74.00
3. Application for, or application for renewal of, a licence under part 12 . . . . . 32.00’.

## PART 5—AMENDMENT OF HEALTH SERVICES REGULATION 2002

### 9 Regulation amended in pt 5

This part amends the *Health Services Regulation 2002*.

### 10 Amendment of s 22 (Fees for medical records)

Section 22(1), paragraphs (a) to (e)—

*omit, insert—*

- ‘(a) for a copy of an X-ray—\$10.30;  
 (b) for a copy of a photograph—\$5.10;  
 (c) for a copy of a videotape—\$12.40;  
 (d) for a copy of an audiotape—\$5.10;  
 (e) for a copy of a CD-ROM—\$12.40.’.

**11 Replacement of sch 1 (Fees)**

Schedule 1—

*omit, insert—*

**‘SCHEDULE 1**

**‘FEES**

sections 6, 9 and 10

**‘PART 1—ACCOMMODATION FEES**

	\$
1. Eligible person who is a private patient and a same day patient . . . . .	182.00
2. Eligible person who is a private patient treated in a hospital as a day only procedure patient and whose treatment is—. . . . .	
(a) a band 1 procedure. . . . .	182.00
(b) a band 2 procedure. . . . .	203.50
(c) a band 3 procedure. . . . .	224.00
(d) a band 4 procedure. . . . .	250.00
3. Eligible person, other than an eligible person mentioned in item 1, who is a private patient accommodated in a single room—for each day. . . . .	402.00
4. Eligible person, other than an eligible person mentioned in item 1, who is a private patient accommodated in a shared room—for each day . . . . .	250.00
5. Workers’ compensation patient other than a patient covered by WorkCover Queensland—for each day. . . . .	730.00
6. Third party patient—for each day . . . . .	730.00

	\$
7. Workers' compensation patient who is covered by WorkCover Queensland and is a private patient accommodated in either a single room or a shared room with the approval of WorkCover Queensland—for each day . . . . .	730.00
8. Ineligible person accommodated in an intensive care unit—for each day . . . . .	1 930.50
9. Ineligible person accommodated in a coronary care unit—for each day . . . . .	901.50
10. Ineligible person accommodated in a part of a hospital other than a unit mentioned in item 8 or 9—for each day .	784.50
11. Ineligible person not included in items 8 to 10—for each day . . . . .	784.50

### ‘PART 2—OUTPATIENT SERVICES FEES

	\$
12. Ineligible person—for each service . . . . .	79.50
13. Workers' compensation patient other than an outpatient covered by WorkCover Queensland—for each service . . .	62.00

### ‘PART 3—OTHER SERVICES

	\$
14. Ineligible person treated in an operating theatre—	

- (a) if the treatment involves undergoing procedures that take longer than 1 hour carried out under general or regional anaesthetic or intravenous sedation—for each treatment . . . . . 1 428.00
- (b) if the treatment involves undergoing procedures, other than the procedures mentioned in paragraph (a)—for each treatment . . . . . 547.00’.

**12 Amendment of sch 2 (Agreements)**

Schedule 2, item 10, ‘*Veterans’ Entitlements Act 1986*’—  
*omit, insert—*  
‘*Veterans’ Entitlements Act 1986 (Cwlth)*’.

**PART 6—AMENDMENT OF PRIVATE HEALTH FACILITIES REGULATION 2000**

**13 Regulation amended in pt 6**

This part amends the *Private Health Facilities Regulation 2000*.

**14 Replacement of sch 3 (Fees)**

Schedule 3—  
*omit, insert—*



## ‘SCHEDULE 3

### ‘FEES

section 9

#### *‘Division 1—Approvals*

	\$
1. Application fee for an approval . . . . .	263.50
2. Application for an extension of the term of an approval . .	103.00
3. Application for a change in details about a proposed private health facility stated in an approval . . . . .	103.00
4. Issue of another approval to replace a lost, stolen, destroyed or damaged approval . . . . .	10.30

#### *‘Division 2—Licences*

5. Application fee for a licence . . . . .	263.50
6. Licence—	
(a) 1 year or less . . . . .	67.00
(b) more than 1 year but not more than 2 years . . . . .	134.00
(c) more than 2 years but not more than 3 years . . . . .	201.50
7. Application for a change in details about a private health facility stated in a licence for the facility . . . . .	103.00
8. Issue of another licence to replace a lost, stolen, destroyed or damaged licence . . . . .	10.30
9. Application for the transfer of a licence . . . . .	263.50
10. Application for approval of a prescribed alteration to a private health facility . . . . .	103.00’.

## PART 7—AMENDMENT OF RADIATION SAFETY REGULATION 1999

### 15 Regulation amended in pt 7

This part amends the *Radiation Safety Regulation 1999*.

### 16 Replacement of sch 5 (Fees)

Schedule 5—

*omit, insert—*

## ‘SCHEDULE 5

### ‘FEES

section 54

## ‘PART 1—POSSESSION LICENCES

### *‘Division 1—Radiation practices carried out with radioactive substances*

	\$
1. Application fee for a possession licence . . . . .	110.50
2. Possession licence—	
(a) 1 year or less—	
(i) base fee . . . . .	133.00
(ii) for each sealed radioactive substance or type of unsealed radioactive substance . . . . .	10.30
(b) more than 1 year but not more than 2 years—	
(i) base fee . . . . .	266.50
(ii) for each sealed radioactive substance or type of unsealed radioactive substance . . . . .	21.50

	\$
(c) more than 2 years but not more than 3 years—	
(i) base fee . . . . .	400.00
(ii) for each sealed radioactive substance or type of unsealed radioactive substance . . . . .	32.00

***‘Division 2—Radiation practices carried out with ionising  
radiation apparatus***

	\$
<b>3.</b> Application fee for a possession licence . . . . .	110.50
<b>4.</b> Possession licence—	
(a) 1 year or less—	
(i) base fee . . . . .	133.00
(ii) for each ionising radiation apparatus . . . . .	21.50
(b) more than 1 year but not more than 2 years—	
(i) base fee . . . . .	266.50
(ii) for each ionising radiation apparatus . . . . .	42.00
(c) more than 2 years but not more than 3 years—	
(i) base fee . . . . .	400.00
(ii) for each ionising radiation apparatus . . . . .	64.00

***‘Division 3—Radiation practices carried out with non-ionising  
radiation apparatus***

	\$
<b>5.</b> Application fee for a possession licence . . . . .	110.50
<b>6.</b> Possession licence—	
(a) 1 year or less—	
(i) base fee . . . . .	133.00
(ii) for each non-ionising radiation apparatus . . . . .	10.30
(b) more than 1 year but not more than 2 years—	
(i) base fee . . . . .	266.50

	\$
(ii) for each non-ionising radiation apparatus . . . . .	21.50
(c) more than 2 years but not more than 3 years—	
(i) base fee . . . . .	400.00
(ii) for each non-ionising radiation apparatus . . . . .	32.00

### ‘PART 2—USE AND TRANSPORT LICENCES

	\$
<b>7.</b> Application fee for a use or transport licence . . . . .	55.50
<b>8.</b> Use or transport licence—	
(a) 1 year or less . . . . .	38.00
(b) more than 1 year but not more than 2 years. . . . .	76.50
(c) more than 2 years but not more than 3 years. . . . .	115.50

### ‘PART 3—OTHER ACT INSTRUMENTS

	\$
<b>9.</b> Approval to dispose . . . . .	55.50
<b>10.</b> Application fee for an accreditation certificate . . . . .	110.50
<b>11.</b> Accreditation certificate—	
(a) 1 year or less . . . . .	55.50
(b) more than 1 year but not more than 2 years. . . . .	110.50
(c) more than 2 years but not more than 3 years. . . . .	166.50
<b>12.</b> Application fee for a radiation safety officer certificate . . . . .	38.00
<b>13.</b> Radiation safety officer certificate—	
(a) 1 year or less . . . . .	38.00
(b) more than 1 year but not more than 2 years. . . . .	76.50
(c) more than 2 years but not more than 3 years. . . . .	115.50

## ‘PART 4—OTHER FEES

	\$
14. Application by the holder of a conditional Act instrument to change the conditions of the instrument imposed by the chief executive . . . . .	110.50
15. Application by a possession licensee to change the licensee’s approved radiation safety and protection plan for a radiation practice. . . . .	55.50
16. Issue of another Act instrument to replace a lost, stolen, destroyed or damaged Act instrument. . . . .	10.30
17. Copy of the register or a part of it (for each page) . . . . .	1.00’.

### 17 Amendment of sch 6 (Dictionary)

(1) Schedule 6, definition “mineral”, ‘section 5’—  
*omit, insert—*

‘schedule’.

(2) Schedule 6, definition “veterinary surgeon”—  
*omit, insert—*

‘**“veterinary surgeon”** see the *Veterinary Surgeons Act 1936*, schedule.<sup>1’.</sup>

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### ENDNOTES

1. Made by the Governor in Council on 26 June 2003.
2. Notified in the gazette on 27 June 2003.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Health.

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1 *Veterinary Surgeons Act 1936*, schedule (Dictionary)