



Queensland

Health Legislation Amendment Regulation (No. 4) 2005

Subordinate Legislation 2005 No. 170

made under the

Food Act 1981

Health Act 1937

Health Services Act 1991

Pest Management Act 2001

Private Health Facilities Act 1999

Radiation Safety Act 1999

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Health Legislation Amendment Regulation (No. 4) 2005*.

2 Commencement

- (1) Section 10 commences on 20 September 2005.
- (2) Parts 3, 6, 7 and 8 commence on 1 October 2005.

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, '\$253'—

omit, insert—

'\$259.50'.

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 | 282.00 |
| (b) restricted drug manufacturer licence | 282.00 |
| (c) controlled drug wholesaler licence | 282.00 |
| (d) restricted drug wholesaler licence | 282.00 |
| (e) poison manufacturer licence | 138.50 |
| (f) poison wholesaler licence | 138.50 |
| (g) general poison licence | 77.00 |
| (h) licence to sell S7 poisons for other than human therapeutic use | 53.50 |
| (i) wholesale representative licence | 59.00’. |

Part 4 Amendment of Health Regulation 1996

7 Regulation amended in pt 4

This part amends the *Health Regulation 1996*.

8 Replacement of sch 3 (Fees)

Schedule 3—

omit, insert—

‘Schedule 3 Fees

section 210

\$

Analysis of a drug or article by an analyst by any of the following methods—

- (a) chemical. 236.00
- (b) physical 236.00
- (c) chemical and physical 236.00
- (d) microbiological 236.00’.

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 7 (Accommodation fees—nursing home type patient)

Section 7(5), ‘\$81.50’—

omit, insert—

‘\$83.50’.

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 | 191.00 |
| 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. | 191.00 |
| (b) a band 2 procedure. | 213.50 |
| (c) a band 3 procedure. | 235.00 |
| (d) a band 4 procedure. | 261.00 |
| 3 Eligible person, who is a private patient and not a same day patient, accommodated in— | |
| (a) a single room—for each day | 430.50 |
| (b) a shared room—for each day. | 261.00 |
| 4 Third party patient, other than a public Queensland workers' compensation patient, accommodated in— | |
| (a) an intensive care unit—for each day | 3 055.50 |
| (b) a coronary care unit—for each day | 1 924.00 |
| 5 Third party patient, other than a public Queensland workers' compensation patient, receiving— | |
| (a) rehabilitation care—for each day | 494.00 |
| (b) maintenance care—for each day | 377.00 |
| 6 Third party patient who is— | |
| (a) a private patient; and | |
| (b) not a same day patient; and | |
| (c) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| (d) receiving care other than rehabilitation or maintenance care—for each day. | 820.00 |

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| | | \$ |
|----|--|----------|
| 7 | Third party patient who is— | |
| | (a) a public patient; and | |
| | (b) not a Queensland workers' compensation patient; and | |
| | (c) not a same day patient; and | |
| | (d) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| | (e) receiving care other than rehabilitation or maintenance care—for each day | 951.50 |
| 8 | Third party patient who is— | |
| | (a) a private patient; and | |
| | (b) a same day patient; and | |
| | (c) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| | (d) receiving care other than rehabilitation or maintenance care—for each day | 567.50 |
| 9 | Third party patient who is— | |
| | (a) a public patient; and | |
| | (b) not a Queensland workers' compensation patient; and | |
| | (c) a same day patient; and | |
| | (d) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| | (e) receiving care other than rehabilitation or maintenance care—for each day | 804.00 |
| 10 | Ineligible person accommodated in— | |
| | (a) an intensive care unit—for each day | 3 055.50 |
| | (b) a coronary care unit—for each day | 1 924.00 |
| 11 | Ineligible person receiving— | |
| | (a) rehabilitation care—for each day | 494.00 |
| | (b) maintenance care—for each day | 377.00 |
| 12 | Ineligible person who is— | |
| | (a) a private patient; and | |
| | (b) not a same day patient; and | |
| | (c) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| | (d) receiving care other than rehabilitation or maintenance care—for each day | 820.00 |

| | \$ |
|--|--------|
| 13 Ineligible person who is— | |
| (a) a public patient; and | |
| (b) not a same day patient; and | |
| (c) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| (d) receiving care other than rehabilitation or maintenance care—for each day. | 951.50 |
| 14 Ineligible person who is— | |
| (a) a private patient; and | |
| (b) a same day patient; and | |
| (c) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| (d) receiving care other than rehabilitation or maintenance care—for each day. | 567.50 |
| 15 Ineligible person who is— | |
| (a) a public patient; and | |
| (b) a same day patient; and | |
| (c) accommodated in a part of a hospital other than an intensive care or coronary care unit; and | |
| (d) receiving care other than rehabilitation or maintenance care—for each day. | 804.00 |

‘Part 2 Outpatient services fees

| | \$ |
|--|---------|
| 16 Third party patient who is a public patient, other than a Queensland workers’ compensation patient— | |
| (a) for each accident and emergency service. | 168.00 |
| (b) for each diagnostic imaging service | MBS fee |
| (c) for each pathology service. | MBS fee |
| (d) for each scheduled service. | 63.00 |
| 17 Ineligible person— | |
| (a) for each accident and emergency service. | 168.00 |
| (b) for each diagnostic imaging service | MBS fee |

| | \$ |
|-------------------------------------|-------|
| (c) for each pathology request..... | 63.00 |
| (d) for each scheduled service..... | 63.00 |

‘Part 3 Other services

| | \$ |
|---|----------|
| 18 Third party patient, other than a public Queensland workers’ compensation patient, 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 | 1 501.50 |
| (b) if the treatment involves undergoing procedures, other than the procedures mentioned in paragraph (a)—for each treatment | 597.00 |
| 19 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 | 1 501.50 |
| (b) if the treatment involves undergoing procedures, other than the procedures mentioned in paragraph (a)—for each treatment | 597.00’. |

Part 6 Amendment of Pest Management Regulation 2003

12 Regulation amended in pt 6

This part amends the *Pest Management Regulation 2003*.

13 Replacement of sch 2 (Fees)

Schedule 2—

omit, insert—

‘Schedule 2 Fees

section 30

\$

| | | |
|---|--|---------|
| 1 | Application fee for a licence or renewal of a licence — | |
| | (a) for a period of not more than 1 year | 77.00 |
| | (b) for a period of more than 1 year but not more than 2 years | 154.00 |
| | (c) for a period of more than 2 years but not more than 3 years | 231.00 |
| | (d) for a period of more than 3 years but not more than 4 years | 308.00 |
| | (e) for a period of more than 4 years but not more than 5 years | 385.00 |
| 2 | Application fee for variation of licence | 21.00 |
| 3 | Application fee for replacement of licence | 21.00’. |

**Part 7 Amendment of Private Health
Facilities Regulation 2000**

14 Regulation amended in pt 7

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

15 Replacement of sch 3 (Fees)

Schedule 3—

omit, insert—

‘Schedule 3 Fees

section 9

\$

Approvals

- 1 Application for an approval for—
 - (a) a day hospital 1 026.00
 - (b) a private hospital with not more than 25 beds 1 539.00
 - (c) a private hospital with more than 25 beds but not more than 100 beds 2 052.00
 - (d) a private hospital with more than 100 beds but not more than 200 beds 2 565.00
 - (e) a private hospital with more than 200 beds 3 078.00
- 2 Application for an extension of the term of an approval 153.50
- 3 Application to change details about a proposed private health facility stated in the approval for the proposed facility—
 - (a) for a change to the type of health services proposed to be provided at the proposed facility 307.50
 - (b) for an increase of more than 25 in the number of beds for the proposed facility 307.50
 - (c) for other changes 153.50
- 4 Issue of another approval to replace a lost, stolen, destroyed or damaged approval 153.50

Licences

- 5 Application for a licence for—
 - (a) a day hospital 1 026.00
 - (b) a private hospital with not more than 25 beds 1 539.00

| | | |
|---|---|----------|
| | (c) a private hospital with more than 25 beds but not more than 100 beds | 2 052.00 |
| | (d) a private hospital with more than 100 beds but not more than 200 beds | 3 078.00 |
| | (e) a private hospital with more than 200 beds | 5 130.00 |
| 6 | Licence— | |
| | (a) for a day hospital— | |
| | (i) if the term of the licence is 1 year or less | 153.50 |
| | (ii) otherwise | 461.50 |
| | (b) for a private hospital with not more than 25 beds— | |
| | (i) if the term of the licence is 1 year or less | 307.50 |
| | (ii) otherwise | 923.00 |
| | (c) for a private hospital with more than 25 beds but not more than 100 beds— | |
| | (i) if the term of the licence is 1 year or less | 615.50 |
| | (ii) otherwise | 1 846.50 |
| | (d) for a private hospital with more than 100 beds but not more than 200 beds— | |
| | (i) if the term of the licence is 1 year or less | 1 231.00 |
| | (ii) otherwise | 3 693.50 |
| | (e) for a private hospital with more than 200 beds— | |
| | (i) if the term of the licence is 1 year or less | 2 462.00 |
| | (ii) otherwise | 7 387.00 |
| 7 | Application to change details about a private health facility stated in the licence for the facility— | |
| | (a) for a change to the type of health services provided at the facility | 615.50 |
| | (b) for an increase of more than 25 in the number of beds for the facility | 615.50 |
| | (c) for an increase of not more than 25 in the number of beds for the facility | 307.50 |
| | (d) for other changes | 153.50 |
| 8 | Application for approval of a prescribed alteration to a private health facility— | |
| | (a) for a day hospital | 153.50 |
| | (b) for a private hospital | 307.50 |
| 9 | Application to transfer a licence for— | |

‘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 | 115.50 |
| 2 | Possession licence— | |
| | (a) 1 year or less— | |
| | (i) base fee | 139.50 |
| | (ii) for each sealed radioactive substance or type of unsealed radioactive substance | 10.70 |
| | (b) more than 1 year but not more than 2 years— | |
| | (i) base fee | 279.00 |
| | (ii) for each sealed radioactive substance or type of unsealed radioactive substance | 21.40 |
| | (c) more than 2 years but not more than 3 years— | |
| | (i) base fee | 418.50 |
| | (ii) for each sealed radioactive substance or type of unsealed radioactive substance | 32.10 |

‘Division 2 Radiation practices carried out with ionising radiation apparatus

| | | \$ |
|---|--|--------|
| 3 | Application fee for a possession licence | 115.50 |
| 4 | Possession licence— | |
| | (a) 1 year or less— | |
| | (i) base fee | 139.50 |
| | (ii) for each ionising radiation apparatus | 22.50 |

| | \$ |
|--|--------|
| (b) more than 1 year but not more than 2 years— | |
| (i) base fee | 279.00 |
| (ii) for each ionising radiation apparatus | 45.00 |
| (c) more than 2 years but not more than 3 years— | |
| (i) base fee | 418.50 |
| (ii) for each ionising radiation apparatus | 67.50 |

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

| | \$ |
|--|--------|
| 5 Application fee for a possession licence | 115.50 |
| 6 Possession licence— | |
| (a) 1 year or less— | |
| (i) base fee | 139.50 |
| (ii) for each non-ionising radiation apparatus | 10.70 |
| (b) more than 1 year but not more than 2 years— | |
| (i) base fee | 279.00 |
| (ii) for each non-ionising radiation apparatus | 21.40 |
| (c) more than 2 years but not more than 3 years— | |
| (i) base fee | 418.50 |
| (ii) for each non-ionising radiation apparatus | 32.10 |

‘Part 2 Use and transport licences

| | \$ |
|--|--------|
| 7 Application fee for a use or transport licence | 57.50 |
| 8 Use or transport licence— | |
| (a) 1 year or less | 39.50 |
| (b) more than 1 year but not more than 2 years | 79.00 |
| (c) more than 2 years but not more than 3 years | 118.50 |

‘Part 3 Other act instruments

| | | \$ |
|----|--|--------|
| 9 | Approval to dispose | 57.50 |
| 10 | Application fee for an accreditation certificate | 115.50 |
| 11 | Accreditation certificate— | |
| | (a) 1 year or less | 57.50 |
| | (b) more than 1 year but not more than 2 years. | 115.00 |
| | (c) more than 2 years but not more than 3 years. | 172.50 |
| 12 | Application fee for a radiation safety officer certificate | 39.50 |
| 13 | Radiation safety officer certificate— | |
| | (a) 1 year or less | 39.50 |
| | (b) more than 1 year but not more than 2 years. | 79.00 |
| | (c) more than 2 years but not more than 3 years. | 118.50 |

‘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 | 115.50 |
| 15 | Application by a possession licensee to change the licensee’s approved radiation safety and protection plan for a radiation practice. | 57.50 |
| 16 | Issue of another Act instrument to replace a lost, stolen, destroyed or damaged Act instrument. | 10.70 |
| 17 | Copy of the register or a part of it (for each page) | 1.00’. |

ENDNOTES

- 1 Made by the Governor in Council on 26 July 2005.
- 2 Notified in the gazette on 29 July 2005.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Health.