



Queensland

Health Legislation (Fees) Amendment Regulation (No. 1) 2011

Subordinate Legislation 2011 No. 117

made under the

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 (Fees) Amendment Regulation (No. 1) 2011*.

2 Commencement

- (1) Part 4, other than section 9, and part 7 commence on 1 July 2011.
- (2) Part 3 commences on 1 August 2011.
- (3) Section 9 commences on 20 September 2011.
- (4) Parts 2, 5 and 6 commence on 1 October 2011.

Part 2 Amendment of Health (Drugs and Poisons) Regulation 1996

3 Regulation amended

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

4 Replacement of appendix 2 (Application fees for licences)

Appendix 2—
omit, insert—

[s 4]

‘Appendix 2 Application fees for licences

section 17

	\$
1 Application for—	
(a) controlled drug manufacturer licence	562.50
(b) restricted drug manufacturer licence	562.50
(c) controlled drug wholesaler licence	562.50
(d) restricted drug wholesaler licence	562.50
(e) poison manufacturer licence	562.50
(f) poison wholesaler licence	562.50
(g) general poison licence	265.00
(h) licence to sell S7 poisons for other than human therapeutic use	265.00
(i) wholesale representative licence	72.00
2 Application for renewal of—	
(a) controlled drug manufacturer licence	456.50
(b) restricted drug manufacturer licence	456.50
(c) controlled drug wholesaler licence	456.50
(d) restricted drug wholesaler licence	456.50
(e) poison manufacturer licence	456.50
(f) poison wholesaler licence	456.50
(g) general poison licence	159.00
(h) licence to sell S7 poisons for other than human therapeutic use	159.00
(i) wholesale representative licence	72.00’.

Part 3 **Amendment of Health Regulation 1996**

5 **Regulation amended**

This part amends the *Health Regulation 1996*.

6 **Insertion of new s 211**

Part 18—

insert—

‘211 Additional payment if GST applies

‘(1) This section applies if GST is payable in relation to a supply under this regulation.

‘(2) A person liable to pay a fee under this regulation for the supply must, in addition to the fee and at the same time as the fee is paid, pay an amount equal to 10% of the fee.’.

7 **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	289.00
(b) physical	289.00
(c) chemical and physical	289.00
(d) microbiological	289.00’.

[s 8]

Part 4 Amendment of Health Services Regulation 2002

8 Regulation amended

This part amends the *Health Services Regulation 2002*.

9 Amendment of s 7 (Accommodation fees—nursing home type patient)

Section 7(5), ‘\$98.50’—

omit, insert—

‘\$102.00’.

10 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	233.50
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.	233.50
(b) a band 2 procedure.	261.00
(c) a band 3 procedure.	287.00

	\$
(d) a band 4 procedure	320.00
3 Eligible person, who is a private patient and not a same day patient, accommodated in—	
(a) a single room—for each day	640.00
(b) a shared room—for each day	320.00
4 Third party patient, other than a public Queensland workers' compensation patient, accommodated in—	
(a) an intensive care unit—for each day	4 100.50
(b) a coronary care unit—for each day	2 582.00
5 Third party patient, other than a public Queensland workers' compensation patient, receiving—	
(a) rehabilitation care—for each day	662.50
(b) maintenance care—for each day	505.00
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 care or maintenance care—for each day	1 100.00
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 care or maintenance care—for each day	1 276.50
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	

[s 10]

	\$
<ul style="list-style-type: none"> (d) receiving care other than rehabilitation care or maintenance care—for each day 	761.00
9 Third party patient who is—	
<ul style="list-style-type: none"> (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 care or maintenance care—for each day 	1 079.00
10 Ineligible person accommodated in—	
<ul style="list-style-type: none"> (a) an intensive care unit—for each day (b) a coronary care unit—for each day 	4 100.50 2 582.00
11 Ineligible person receiving—	
<ul style="list-style-type: none"> (a) rehabilitation care—for each day (b) maintenance care—for each day 	662.50 505.00
12 Ineligible person who is—	
<ul style="list-style-type: none"> (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 care or maintenance care—for each day 	1 100.00
13 Ineligible person who is—	
<ul style="list-style-type: none"> (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 care or maintenance care—for each day 	1 276.50
14 Ineligible person who is—	
<ul style="list-style-type: none"> (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 care or maintenance care—for each day	761.00
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 care or maintenance care—for each day	1 079.00

‘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 as—	
(i)	a triage category 1 patient	872.00
(ii)	a triage category 2 patient	817.00
(iii)	a triage category 3 patient	583.00
(iv)	a triage category 4 patient	274.00
(v)	a triage category 5 patient	215.50
(b)	for each diagnostic imaging service	MBS fee
(c)	for each pathology service	MBS fee
(d)	for each scheduled service	291.00
17	Ineligible person—	
(a)	for each accident and emergency service as—	
(i)	a triage category 1 patient	872.00
(ii)	a triage category 2 patient	817.00
(iii)	a triage category 3 patient	583.00
(iv)	a triage category 4 patient	274.00
(v)	a triage category 5 patient	215.50

[s 11]

	\$
(b) for each diagnostic imaging service	MBS fee
(c) for each pathology service	83.50
(d) for each scheduled service	291.00

‘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	2 015.00
(b) if the treatment involves undergoing procedures, other than the procedures mentioned in paragraph (a)—for each treatment	801.00
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	2 015.00
(b) if the treatment involves undergoing procedures, other than the procedures mentioned in paragraph (a)—for each treatment	801.00’.

Part 5 Amendment of Pest Management Regulation 2003

11 Regulation amended

This part amends the *Pest Management Regulation 2003*.

12 Replacement of sch 2 (Fees)

Schedule 2—

omit, insert—

‘Schedule 2 Fees

section 30

\$

1	Application fee for a licence under section 19(c) of the Act—	
	(a) for a period of not more than 1 year	233.50
	(b) for a period of more than 1 year but not more than 2 years	361.00
	(c) for a period of more than 2 years but not more than 3 years	488.50
	(d) for a period of more than 3 years but not more than 4 years	616.00
	(e) for a period of more than 4 years but not more than 5 years	743.50
2	Application fee for a renewal of a licence under section 29(3)(b) of the Act—	
	(a) for a period of not more than 1 year	127.50
	(b) for a period of more than 1 year but not more than 2 years	255.00
	(c) for a period of more than 2 years but not more than 3 years	382.50
	(d) for a period of more than 3 years but not more than 4 years	510.00
	(e) for a period of more than 4 years but not more than 5 years	637.50
3	Application fee for a variation of a licence under section 34(2)(b) of the Act	42.50
4	Application fee for a replacement of a licence under section 40(2)(c) of the Act	42.50’.

[s 13]

Part 6 **Amendment of Private Health Facilities Regulation 2000**

13 **Regulation amended**

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

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

Schedule 3—

omit, insert—

‘Schedule 3 Fees

section 9

\$

Approvals

- | | | |
|---|------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| 1 | Application under section 17 of the Act for an approval for— | |
| | (a) a day hospital | 1 256.00 |
| | (b) a private hospital with not more than 25 beds | 1 884.50 |
| | (c) a private hospital with more than 25 beds but not more than 100 beds | 2 512.50 |
| | (d) a private hospital with more than 100 beds but not more than 200 beds | 3 140.00 |
| | (e) a private hospital with more than 200 beds | 3 768.00 |
| 2 | Application under section 25 of the Act for an extension of the term of an approval | 188.00 |
| 3 | Application under section 30 of the Act 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 | 375.50 |

		\$
	(b) for an increase of more than 25 in the number of beds for the proposed facility	375.50
	(c) for other changes	188.00
4	Issue under section 38(4) of the Act another approval to replace a lost, stolen, destroyed or damaged approval . . .	188.00

\$

Licences

5	Application under section 42 of the Act for a licence for—	
	(a) a day hospital	1 256.00
	(b) a private hospital with not more than 25 beds	1 884.50
	(c) a private hospital with more than 25 beds but not more than 100 beds	2 512.50
	(d) a private hospital with more than 100 beds but not more than 200 beds	3 768.00
	(e) a private hospital with more than 200 beds	6 281.50
6	Application under section 51 of the Act for renewal of a licence—	
	(a) for a day hospital—	
	(i) if the term of the licence is 1 year or less	188.00
	(ii) otherwise	564.50
	(b) for a private hospital with not more than 25 beds—	
	(i) if the term of the licence is 1 year or less	375.50
	(ii) otherwise	1 130.50
	(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	752.50
	(ii) otherwise	2 260.50
	(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	1 507.00
	(ii) otherwise	4 522.00
	(e) for a private hospital with more than 200 beds—	

[s 14]

	\$
(i) if the term of the licence is 1 year or less	3 013.50
(ii) otherwise	9 044.50
7 Application under section 56 of the Act 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	752.50
(b) for an increase of more than 25 in the number of beds for the facility	752.50
(c) for an increase of not more than 25 in the number of beds for the facility	375.50
(d) for other changes	188.00
8 Application under section 63 of the Act for approval of a prescribed alteration to a private health facility—	
(a) for a day hospital	188.00
(b) for a private hospital	375.50
9 Application under section 68 of the Act to transfer a licence for—	
(a) a day hospital	1 256.00
(b) a private hospital with not more than 25 beds	1 884.50
(c) a private hospital with more than 25 beds but not more than 100 beds	2 512.50
(d) a private hospital with more than 100 beds but not more than 200 beds	3 768.00
(e) a private hospital with more than 200 beds	6 281.50
10 Issue under section 79(4) of the Act another licence to replace a lost, stolen, destroyed or damaged licence	188.00’.

**Part 7 Amendment of Radiation
Safety Regulation 2010**

15 Regulation amended

This part amends the *Radiation Safety Regulation 2010*.

16 Replacement of sch 8 (Fees)

Schedule 8—

omit, insert—

‘Schedule 8 Fees

sections 87, 88, 89 and 93

‘Part 1 Possession licences

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

			\$
1	Application fee for a possession licence—		
	(a) for possession of a radioactive substance that is a security enhanced source	744.00	
	(b) otherwise	372.00	
2	Possession licence—		
	(a) 1 year or less—		
	(i) base fee	212.50	
	(ii) for each sealed radioactive substance or type of unsealed radioactive substance	85.00	
	(b) more than 1 year but not more than 2 years—		
	(i) base fee	425.00	

[s 16]

	\$
(ii) for each sealed radioactive substance or type of unsealed radioactive substance	170.00
(c) more than 2 years but not more than 3 years—	
(i) base fee	637.50
(ii) for each sealed radioactive substance or type of unsealed radioactive substance	255.00

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

	\$
3 Application fee for a possession licence	372.00
4 Possession licence—	
(a) 1 year or less—	
(i) base fee	212.50
(ii) for each ionising radiation apparatus	63.50
(b) more than 1 year but not more than 2 years—	
(i) base fee	425.00
(ii) for each ionising radiation apparatus	127.00
(c) more than 2 years but not more than 3 years—	
(i) base fee	637.50
(ii) for each ionising radiation apparatus	190.50

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

	\$
5 Application fee for a possession licence	372.00
6 Possession licence—	
(a) 1 year or less—	
(i) base fee	212.50
(ii) for each non-ionising radiation apparatus	63.50

[s 16]

	\$
(b) more than 1 year but not more than 2 years—	
(i) base fee	425.00
(ii) for each non-ionising radiation apparatus	127.00
(c) more than 2 years but not more than 3 years—	
(i) base fee	637.50
(ii) for each non-ionising radiation apparatus	190.50

‘Part 2 Use and transport licences

	\$
7 Application fee for a use or transport licence	74.50
8 Use or transport licence fee—	
(a) 1 year or less	53.00
(b) more than 1 year but not more than 2 years.	106.00
(c) more than 2 years but not more than 3 years.	159.00

‘Part 3 Other Act instruments

	\$
9 Application fee for approval to acquire	32.00
10 Application fee for approval to dispose.	372.00
11 Application fee for approval to relocate	21.00
12 Application fee for an accreditation certificate	212.50
13 Accreditation certificate fee—	
(a) 1 year or less	106.00
(b) more than 1 year but not more than 2 years.	212.00
(c) more than 2 years but not more than 3 years.	318.00
14 Application fee for a radiation safety officer certificate	74.50
15 Radiation safety officer certificate fee—	
(a) 1 year or less	53.00

[s 16]

	\$
(b) more than 1 year but not more than 2 years.	106.00
(c) more than 2 years but not more than 3 years.	159.00

‘Part 4 Other fees

	\$
16 Application by a possession licensee to change the licensee’s approved radiation safety and protection plan for a radiation practice (Act, s 31).	372.00
17 Application by possession licensee to change the licensee’s approved security plan (Act, s 34D(2)(b))	372.00
18 Application for approval of a transport security plan (Act, s 34J(1)(c)(iii)).	372.00
19 Application by transport security plan holder to change the holder’s approved transport security plan (Act, s 34O(2)(b)).	372.00
20 Application by the holder of a conditional Act instrument to change the conditions of the instrument imposed by the chief executive (Act, s 96).	372.00
21 Issue of another Act instrument to replace a lost, stolen, destroyed or damaged Act instrument (Act, s 101(4))	21.00
22 Security check and criminal history check (Act, s 103A(3))	88.00
23 Copy of the register or a part of it (for each page) (Act, s 208(c))	1.00’.

ENDNOTES

- 1 Made by the Governor in Council on 30 June 2011.
- 2 Notified in the gazette on 1 July 2011.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Health.

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