



Queensland

# Disability Services and Other Legislation (Fees) Amendment Regulation 2020

## Subordinate Legislation 2020 No. 264

made under the

*Disability Services Act 2006*

*Working with Children (Risk Management and Screening) Act 2000*

## Contents

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		Page
<b>Part 1</b>	<b>Preliminary</b>	
1	Short title .....	2
2	Commencement .....	2
<b>Part 2</b>	<b>Amendment of Disability Services Regulation 2017</b>	
3	Regulation amended .....	2
4	Omission of ss 10 and 11 .....	2
5	Replacement of ss 12 and 13 .....	2
	12 Fees .....	2
	13 Refund or waiver of fees .....	2
6	Insertion of new sch 1 .....	3
	Schedule 1 Fees .....	3
<b>Part 3</b>	<b>Amendment of Working with Children (Risk Management and Screening) Regulation 2020</b>	
7	Regulation amended .....	5
8	Amendment of sch 2 (Fees) .....	5

[s 1]

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## **Part 1 Preliminary**

### **1 Short title**

This regulation may be cited as the *Disability Services and Other Legislation (Fees) Amendment Regulation 2020*.

### **2 Commencement**

This regulation commences on 1 February 2021.

## **Part 2 Amendment of Disability Services Regulation 2017**

### **3 Regulation amended**

This part amends the *Disability Services Regulation 2017*.

### **4 Omission of ss 10 and 11**

Sections 10 and 11—  
*omit.*

### **5 Replacement of ss 12 and 13**

Sections 12 and 13—  
*omit, insert—*

#### **12 Fees**

The fees payable under the Act are stated in schedule 1.

#### **13 Refund or waiver of fees**

(1) This section applies if a person who holds a clearance—

- (a) gives the chief executive a notice under section 103 of the Act in relation to the clearance; and
  - (b) is required to pay the prescribed application fee under section 103(3) of the Act.
- (2) The chief executive must waive the proportion of the amount of the prescribed application fee mentioned in schedule 1, item 2 that is the same as the proportion of the term of the person's clearance, rounded down to the nearest whole year, that elapsed before the notice was given.

## 6 Insertion of new sch 1

Before schedule 2—

*insert—*

### **Schedule 1 Fees**

section 12

\$

- 1 Application for a clearance (Act, s 68(1)(c))—
- (a) for an NDIS clearance—
    - (i) for a volunteer nil
    - (ii) for an applicant who proposes to carry out disability work as an NDIS sole trader or State sole trader only on an unpaid basis nil
    - (iii) otherwise 117.00
  - (b) for a State clearance
    - (i) for a volunteer nil

[s 6]

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	\$
(ii) for an applicant who proposes to carry out State disability work as a State sole trader only on an unpaid basis	nil
(iii) otherwise	95.95
2 Prescribed application fee (Act, s 103)—	
(a) for a person who holds an NDIS clearance who is engaged to carry out disability work other than as a volunteer	117.00
(b) for a person who holds a State clearance who is engaged to carry out disability work other than as a volunteer	95.95
(c) for an NDIS sole trader who carries out disability work for financial reward	117.00
(d) for a State sole trader who carries out disability work for financial reward	95.95
3 Application for replacement clearance card (Act, s 105(2)(b))	14.50
4 Application to cancel exclusion (Act, s 131(1)(c))—	
(a) for an NDIS exclusion	117.00
(b) for a State exclusion	95.95

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## **Part 3**                      **Amendment of Working with Children (Risk Management and Screening) Regulation 2020**

### **7**            **Regulation amended**

This part amends the *Working with Children (Risk Management and Screening) Regulation 2020*.

### **8**            **Amendment of sch 2 (Fees)**

Schedule 2, item 2—

*omit, insert—*

2	Working with children check (general) application (Act, s 188(2))—	
	(a) if the application is made as a combined application under s 187A(2) of the Act	10.00
	(b) if the application is made by the holder of a disability clearance	10.00
	(c) if the application is made by a person who has made a disability worker screening application which has not been decided	10.00
	(d) otherwise	93.95

Endnotes

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ENDNOTES

- 1 Made by the Governor in Council on 17 December 2020.
- 2 Notified on the Queensland legislation website on 18 December 2020.
- 3 The administering agency is the Department of Seniors, Disability Services and Aboriginal and Torres Strait Islander Partnerships.

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