



Queensland

*Ambulance Service Act 1991*

# **Ambulance Service Regulation 2015**

**Current as at 1 July 2016**





Queensland

# Ambulance Service Regulation 2015

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# Ambulance Service Regulation 2015

## 1 Short title

This regulation may be cited as the *Ambulance Service Regulation 2015*.

## 2 Definitions

The dictionary in schedule 3 defines particular words used in this regulation.

## 3 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
    - (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 taken to a place nominated by the doctor.

- (3) Ambulance transport of a person from a hospital or 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 the person can not safely, or reasonably, travel by an alternative form of transport.
- (5) Despite subsections (1) and (2), 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.

#### **4 Commissioner may decide conditions for transport by ambulance**

- (1) 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 number of persons accompanying a person being transported in an ambulance.
- (2) Despite subsection (1)(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**

- (1) The fees payable under the Act for the use of an ambulance service are stated in schedule 1.
- (2) Despite subsection (1), a fee is not payable by a non-exempt person under this section if—
  - (a) the person is merely accompanying another person being transported in an ambulance; or

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- (b) the Queensland Ambulance Service receives an amount from the Motor Accident Insurance Fund for providing an ambulance service to the person.
- (3) Also, a fee is not payable by a non-exempt person under this section for use of an ambulance service if the service provided to the person was in relation to the special use of an ambulance service for which the chief executive has set a fee under section 54(4) of the Act.
- (4) If a fee payable under this section is payable by a non-exempt person who is under a disability, the person's parent, guardian, manager or legal representative may pay the fee.
- (5) In this section—

*estate under management* see the *Public Trustee Act 1978*, section 64.

*person under a disability* means a 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 their estate.

## **6 Prescribed agreement between Queensland and the Commonwealth, another State or an entity—Act, s 50L(1)(a)**

The agreement stated in schedule 2, part 1 is prescribed for section 50L(1)(a) of the Act.

## **7 Prescribed agreements between the service and an entity of the State—Act, s 50L(1)(b)**

The agreements stated in schedule 2, part 2 are prescribed for section 50L(1)(b) of the Act.

## **8 Repeal of Ambulance Service Regulation 2003**

The Ambulance Service Regulation 2003, SL No. 148 is repealed.

## **Schedule 1      Fees**

### section 5

#### **1      Fees payable**

- (1) The fee payable by a non-exempt person for the following ambulance services provided to the person is—
  - (a) for emergency transport—\$1213.95;
  - (b) for transport, other than emergency transport—
    - (i) for the first 50km travelled by the ambulance—\$449.80; and
    - (ii) for each kilometre, or part of a kilometre, over 50km travelled by the ambulance—\$1.85.
- (2) The fee payable by a non-exempt person for examination of the person by an ambulance officer if ambulance transport is refused or not required is the greater of the following—
  - (a) \$123.50;
  - (b) \$16.90 for each kilometre, or part of a kilometre, travelled by the ambulance to a maximum of \$1213.95.
- (3) The fee payable by a non-exempt person for first aid or emergency treatment provided to the person by an ambulance officer if ambulance transport is refused or not required is the greater of the following—
  - (a) \$123.50;
  - (b) \$16.90 for each kilometre, or part of a kilometre, travelled by the ambulance to a maximum of \$1213.95.
- (4) The fee payable by a non-exempt person for treatment provided to the person at an ambulance casualty centre is \$20.90.
- (5) For this section, the number of kilometres travelled by an ambulance must be worked out by calculating the number of kilometres travelled by the ambulance beginning at the



ambulance station nearest the place of attendance on the person and finishing at that station.

## **Schedule 2      Agreements**

sections 6 and 7

### **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, 12 January 2012 and 5 August 2013.

### **Part 2                      Agreement with entity of the State**

The agreement dated 1 June 2011 called, ‘Memorandum of Understanding between Queensland Health and the Department of Community Safety through Queensland Ambulance Service in relation to Queensland Health Authorised Transports’.

The agreement dated 18 June 2015 called, ‘Memorandum of Understanding on the Provision of Transport and Pre-Hospital Patient Care between Department of Justice and Attorney-General and Queensland Ambulance Service for 2015-2016’.

## Schedule 3      Dictionary

### section 2

*ambulance casualty centre* means a place that is used by the service to provide medical treatment.

*emergency transport* means transport provided by the service in response to a request for urgent help.

*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-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.

## 1 Index to endnotes

- 2 Key
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- 5 List of annotations

## 2 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
amd	= amendment	prov	= provision
t			
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	renu	= renumbered
		m	
ins	= inserted	rep	= repealed
lap	= lapsed	(retro	= retrospectively
		)	
notf	= notified	rv	= revised version
d			
num	= numbered	s	= section

<b>Key</b>	<b>Explanation</b>	<b>Key</b>	<b>Explanation</b>
<b>o in c</b>	= order in council	<b>sch</b>	= schedule
<b>om</b>	= omitted	<b>sdiv</b>	= subdivision
<b>orig</b>	= original	<b>SIA</b>	= Statutory Instruments Act 1992
<b>p</b>	= page	<b>SIR</b>	= Statutory Instruments Regulation 2012
<b>para</b>	= paragraph	<b>SL</b>	= subordinate legislation
<b>prec</b>	= preceding	<b>sub</b>	= substituted
<b>pres</b>	= present	<b>unnum</b>	= unnumbered
<b>prev</b>	= previous	<b>m</b>	

### 3 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 3003 9601 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.

<b>Current as at</b>	<b>Amendments included</b>	<b>Notes</b>
21 August 2015	none	
1 July 2016	2016 SL No. 90	

## 4 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.

#### **Ambulance Service Regulation 2015 SL No. 97**

made by the Governor in Council on 20 August 2015

notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 21 August 2015

commenced on date of notification

exp 1 September 2025 (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—

#### **Health Legislation (Fees) Amendment Regulation (No. 1) 2016 SL No. 90 ss 1–2(1), pt 2**

notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 24 June 2016

ss 1–2 commenced on date of notification

pt 2 commenced 1 July 2016 (see s 2(1))

## 5 List of annotations

### **SCHEDULE 1—FEES**

amd 2016 SL No. 90 s 4