

# AUSTRALIAN CAPITAL TERRITORY

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## Medical Services (Fees) Ordinance 1984

### No. 7 of 1984

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated 14 March 1984.

N. M. STEPHEN  
Governor-General

By His Excellency's Command,

NEAL BLEWETT  
Minister of State for Health

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An Ordinance to regulate fees that may be charged in respect of certain medical services

#### Short title

1. This Ordinance may be cited as the *Medical Services (Fees) Ordinance 1984*.<sup>1</sup>

#### Interpretation

2. In this Ordinance—

“hospital” means—

- (a) the premises known as the Royal Canberra Hospital;
- (b) the premises known as the Woden Valley Hospital, other than ward 10A; and
- (c) the premises known as Calvary Hospital;

“medical practitioner” means a person registered as a medical practitioner under the *Medical Practitioners Registration Ordinance 1930*;

“prescribed fee”, in relation to a prescribed medical service, means the fee specified in respect of that service in relation to the State of New South Wales in an item in the table;

“prescribed medical service” means a medical service specified in an item in the table, being an item the number of which is referred to in Schedule 5 to the Health Insurance Regulations made under the *Health Insurance Act 1973*;

“private patient” has the same meaning as in the Health Commission (Charges) Regulations;

“table” means the table of medical services set out in the Schedule to the Health Insurance (Variation of Fees and Medical Services) (No. 31) Regulations made under the *Health Insurance Act 1973*.

### **Fees for certain medical services**

**3. (1)** Where a medical practitioner renders a prescribed medical service to a person who is a private patient in a hospital, the medical practitioner is not entitled to receive for that service any amount that exceeds the amount of the prescribed fee in relation to that service.

**(2)** Where a medical practitioner receives for a prescribed medical service rendered by him to a person who is a private patient in a hospital an amount that exceeds the amount of the prescribed fee in relation to that service, the amount by which the amount so received exceeds that prescribed fee is a debt due to that person.

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### **NOTE**

1. Notified in the *Commonwealth of Australia Gazette* on 23 March 1984.