

**EXPLANATORY STATEMENT**

**AUSTRALIAN CAPITAL TERRITORY**

**HEALTH AND COMMUNITY CARE SERVICES ACT 1996**

**DETERMINATION OF FEES AND CHARGES**

**NO. 227 OF 1996**

On 1 July 1996 the Health and Community Care Services Act 1996 come into effect and as a result part V of the Health Act 1993 relating to the Determination of Fees and Charges was repealed.

Determination of Fees and Charges No. 106 of 1996, notified in Australian Capital Territory Gazette No S141 on 27 June 1996 and Determination of Fees and Charges No. 136 of 1996, dated 28 June 1996 and notified in Australian Capital Territory Gazette No S147 on 1 July 1996 were both made under the Health Act 1996.

While the Health and Community Care Services Consequential Provisions Act 1996 allowed for the continuation of fees and charges determined under the Health Act 1993, it only covered those fees and charges in effect before 1 July 1996. Determinations Nos. 106 and 136 were therefore invalid.

In addition, Determination of Fees and Charge No 21 made under the Health Act 1993 is being revoked by this Determination as the previous attempt had no legal effect.

This Determination is made under the Health and Community Care Services Act 1996 and is retrospectively effective from 1 July 1996. This Determination does not attempt to obtain any revenue in addition to the fees and charges that have already been levied for services provided.

Dated this *5<sup>th</sup>* day of *October* 1996



KATE CARNELL  
Minister for Health  
and Community Care