

**AUSTRALIAN CAPITAL TERRITORY
OPTOMETRISTS ACT 1956
DETERMINATION NO.72.OF 1997**

EXPLANATORY STATEMENT

The *Optometrists Act 1956* (the Act) provides for the registration of persons engaged in the practice of Optometry and to control optometrical practice. Section 55 of the Act provides for the Minister to determine fees for the purposes of the Act and publish that determination in the ACT Gazette.

Fees for the purposes of the Act were previously made by determination No. 6 of 1996 as notified in the ACT Special Gazette No S11, Tuesday, 23 January 1996.

Registration fees for the purposes of paragraph 17(2)(b), section 20, subsection 28(1) and paragraph 30(2)(b) have been increased to reflect the move towards full cost recovery for services provided by the Board. Previously determined fees for subsections 11(2), 24(4), 33(3), 56(1) and 56(2) remain unchanged as they are consistent with fees for similar provisions in other health registration legislation and appear at this time to be at cost recovery level.

- 1. Paragraph 17(2)(b), fee for registration pursuant to section 8 and fee for registration at the discretion of the Board pursuant to section 10.**
Registration under the provisions of sections 8 and 10 relate to persons who apply for initial registration with the ACT Optometrists Board, that means, applicants are not registered with a registration authority in another Australian State or Territory.

Section 17 of the Act requires that applications for registration other than applications by persons who are entitled to registration pursuant to the *Mutual Recognition Act* be accompanied by the determined fee payable under paragraph 17(2)(b).

The previous determined fee was \$110.00 and is now set at \$185.00.

- 2. Section 20, Registration fee under mutual recognition provisions.**
Section 9 of the Act makes provision for a person who is registered as an Optometrist under the law in force in a State or another Territory to register under the mutual recognition principle and to pay the fee determined.

The previous fee was \$110 00 and is now set at \$185 00

- 3. Subsection 28(1), annual registration fee.**
Subsection 28(1) of the Act requires a registered Optometrist to pay the determined fee on or before 1 July in each year which entitles the person to practise as an Optometrist in the Territory for the next 12 months.

The previous fee was \$110.00 and is now set at \$185.00.

4. Paragraph 28(2)(b) entitlement to re-registration fee

A person whose registration has been cancelled for failure to pay the determined fee under subsection 26(1) is entitled to be re-registered under the provisions of section 28.

The previous determined fee for entitlement to re registration was \$180.00 and is now \$220.00.

5. Subsection 10(2), entitlement to interim registration.

This fee remains unaltered.

6. Subsection 29(3), fee for duplicate certificate.

This fee remains unaltered

7. Subsection 31(3), fee for alteration of particulars in the register.

This fee remains unaltered.

8. Paragraph 48(1)(a), fee to inspect an entry in the register.

This fee remains unaltered.

9. Paragraph 48(1)(b), fee to obtain a certified copy of an entry in the register.

The fee remains unaltered.

10. A comparative chart for ease of reference is below.

Chiropractors and Osteopaths Act 1983	1996/97 Fee	1997/98 Fee
Paragraph 16(2)(b) application fee for registration pursuant to section 7 and section 9	220.00	280.00
Section 19 fee for registration under the Mutual Recognition principle	220 00	280.00
Subsection 26(1) annual registration fee	180.00	220.00
Paragraph 28(2)(b).entitlement to re-registration subject to payment of fee	180.00	220.00
Subsection 10(2) entitlement to interim registration subject to payment of fee	20.00	20 00
Subsection 29(3) fee for duplicate certificate	30.00	30.00
Subsection 31(3) fee for alteration to the register	10 00	10.00
Paragraph 48(1)(a) fee to inspect an entry in the register	5 00	5.00
Paragraph 48(1)(b) fee to obtain a certified copy of an entry in the register	10.00	10.00

Subsection 56(1) 5
Fee to inspect an entry in the register

Subsection 56(2) 10
Fee to obtain a certified copy of an entry in the register

Dated this 17th day of April 1997



KATE CARNELL
MINISTER FOR HEALTH AND COMMUNITY CARE