



AUSTRALIAN
CAPITAL TERRITORY

SPECIAL

GAZETTE

No. S21, Thursday, 28 March 1991

AUSTRALIAN CAPITAL TERRITORY

HEALTH SERVICES ACT 1990

BOARD OF HEALTH

DETERMINATION OF FEES AND CHARGES

A.C.T. DETERMINATION NO. 8 OF 1991

I, JOHN ANTHONY BISSETT, Chief Executive of the Board of Health and delegate of the Minister, in pursuance of Section 48 of the Health Services Act 1990 hereby cancel the Community and Health Service (A.C.T.) Determination of Fees and Charges No. 63 of 1990 dated the 18 September 1990 which was published in Australian Capital Territory Gazette No S64 on 27 September 1990 and make the following Determination to take effect on 28 March 1991:-

1. (1) In this Determination, unless the contrary intention appears:

"A right to recover from any person, by way of compensation or damages" does not include a right to recover compensation pursuant to the Criminal Injuries Compensation Ordinance 1983;

"Act" means the Australian Capital Territory Health Services Act 1990;

"Australian resident" means a person who is ordinarily resident in Australia and includes a person domiciled in Australia but does not include a person who is -

- (a) the head of a diplomatic mission, or the head of a consular post, established in Australia;

- (b) a member of the staff of a diplomatic mission, or a member of the consular staff of a consular post, established in Australia;
- (c) a member of the family of a person referred to in paragraph (a) or (b), being a member who forms part of the household of that person;
- (d) employed on a full-time basis to perform domestic or other private services for a person referred to in paragraphs (a), (b) or (c);

being a person who is not an Australian citizen or is not a person domiciled in Australia;

"Board" means the Board of Health established pursuant to Section 4 of the Health Services Act 1990.

"compensable patient" means:-

- (a) in relation to a hospital, an in-patient of the hospital who in the opinion of the General Manager Royal Canberra Hospital, has, or may have, a right to recover from any person, by way of compensation or damages, the cost of hospital accommodation ;
- (b) in relation to a Community Health Centre, a patient of the Community Health Centre who in the opinion of the Chief Executive, has, or may have, a right to recover from any person, by way of compensation or damages, the cost of services provided at the Community Health Centre;

"compensable person" means a person -

- (a) (i) to whom a pathology service is provided at a hospital;
- or
- (ii) who is conveyed by means of an ambulance service to or from a hospital; and
- (b) who, in the opinion of the General Manager Royal Canberra Hospital, has or may have, a right to recover from any person, by way of compensation or damages, the cost of the service;

"day care patient" means a person other than a compensable patient or a non-eligible person who attends hospital for a period that does not include a part of an overnight stay for the purpose of permitting the provision of professional attention to the person;

"extended-stay resident" means a person who has not attained the age of 16 years who has been admitted to a Board Hostel for continuous or intermittent accommodation at the hostel during a specific period exceeding 28 days or indefinitely;

"extensive care patient" means a patient who requires extensive nursing care;

"extensive invasive diagnostic procedure" means a diagnostic procedure of more than 30 minutes duration that involves the insertion of an instrument into the body of the patient through cutaneous or mucous tissue or through a bodily orifice;

"extensive nursing care" means care of the type given in a nursing home to a person -

- (a) who, by reason of infirmity, or any illness, disease, incapacity or disability, is bedridden or virtually bedridden and is wholly or substantially dependent on nursing care; or
- (b) who is undergoing treatment for any illness, disease, incapacity or disability and, for the purposes of that treatment, is wholly or substantially dependent on nursing care;

"Board Hostel" means a hostel conducted by the Board as a Board Hostel and includes Ward 10A of the premises known as the Royal Canberra Hospital South;

"hospital" means

- (a) the premises known as the Royal Canberra Hospital North, and
- (b) the premises known as the Royal Canberra Hospital South, other than Ward 10A.

"hospital patient" in relation to a hospital, means an in-patient of the hospital other than a private patient;

"inpatient" means a person who is formally admitted to hospital and then after a period of time discharged.

"medical practitioner" means a person registered as a medical practitioner under the Medical Practitioners Registration Act 1930;

"Medicare Benefits Schedule Book" means the table of medical services prescribed for the purposes of subsection 4(2) of the Commonwealth Health Insurance Act 1973;

"multiple-bed room" means a room in which 2 or more beds are situated;

"non-eligible person" means -

- (a) a person who is not an Australian resident; or
- (b) a person in respect of whom, or a person included in a class or persons in respect of which, there is in force an order under sub-section 6(2) of the Commonwealth Health Insurance Act 1973;

"non-inpatient" with respect to a hospital means a patient other than an inpatient of the hospital who receives any examination(s) consultation(s) or treatment(s) or other service(s) from an individual functional unit of a Health Services facility;

"nursing-home type patient" means a nursing-home type patient for the purposes of the Commonwealth Health Insurance Act 1973 but does not include a compensable patient or a non-eligible person;

"occupational therapy service" means any occupational therapy service provided to a compensable non-inpatient or non-eligible person at a Community Health Centre conducted by the Board or at a hospital;

"ordinary patient" means a patient other than an extensive care patient;

"outpatient service" means any examination, consultation, treatment or other service provided to a non-inpatient or non-eligible person not being an inpatient of the hospital at a Health Services facility other than a Community Health Centre, but does not include a Physiotherapy or Occupational Therapy Service.

"pathology service" means a professional service in respect of which a fee is specified in an item in Section 4 of the Medicare Benefits Schedule Book, being an item that includes the symbol "(OP)";

"person domiciled in Australia" means a person whose domicile is in Australia, other than a person in respect of whom the Minister for Community Services and Health is satisfied that the person's permanent place of abode is outside Australia;

"physiotherapy service" means any treatment or other service provided to a compensable non-inpatient or non-eligible person at a Community Health Centre conducted by the Board or at a hospital and which falls within the definition of physiotherapy in the Physiotherapists Registration Act 1977;

"private patient", in relation to a hospital, means an in-patient of the hospital who -

(a) has made an election to be treated as a private patient, and who has not revoked that election;

or

(b) is accommodated in a single room in the hospital at his request;

"professional service" means a service that is a professional service within the meaning of the Commonwealth Health Insurance Act 1973;

"short-stay resident" means a person who has not attained the age of 16 years who has been admitted to a Board Hostel for continuous or intermittent accommodation at the hostel during a specific period not exceeding 28 days;

"single room" means a room in which 1 bed is situated;

"standard patient", in relation to a hospital, means an in-patient of the hospital, other than -

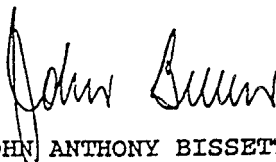
(a) a day care patient; or

(b) a nursing-home type patient.

- (2) For the purposes of this Determination a request by a patient shall, in relation to a patient who has not attained the age of 18 years, be read as including a request by a parent or guardian of the patient.
- (3) For the purposes of the services listed at A, C, D, E and F of the Schedule to this Determination, the day on which a person commences to be accommodated in a hospital or a Board Nursing Home, or a Board Hostel as a patient and the day on which that person ceases to be so accommodated shall be counted together as one day.
- (4) For the purposes of the Services listed at A, B and C of the Schedule to this Determination, where a child whose age is less than 12 months and the mother of that child are both accommodated in a hospital, they shall be treated as one patient unless the child and the mother both receive treatment.
- (5) (a) For the purposes of the service listed at E of the Schedule to this Determination where a person who has been admitted to a Board Hostel is absent from the hostel for a period not exceeding 3 days the fees payable pursuant to the service listed at E shall apply as if the person had been accommodated in the hostel during the whole of the period.
- (b) For the purposes of sub-clause (5)(a) of this Determination, the day on which the absence of a person from a hostel begins and the day on which he returns to the hostel shall be reckoned as one day.
- (6) For the purpose of the service listed at I.3 of the Schedule to this Determination, where an ambulance vehicle is made available for the transport of a person, the service listed at I.1 of the Schedule to this determination shall apply as if the place at which the event or function is conducted were the station referred to in the service at I.1.

2. The fee for the purposes of the service listed in Column 1 of the Schedule shall, subject to any description or limitations set out in Column 2 of the Schedule opposite to and in relation to that service be the amount listed in Column 3 of the Schedule opposite to and in relation to that service..

Dated this twenty fifth day of March 1991



JOHN ANTHONY BISSETT
Chief Executive
Board of Health

SCHEDULE

Column 1 Service	Column 2 Descriptions and/or Limitations	Column 3 Amount \$ per day
A. Hospital Accommodation Fees - Standard Patients	1. If the patient is a private patient other than a compensable patient or a non-eligible person, and is:	
	(a) in a multiple-bed room	173.00
	(b) in a single room, otherwise than at the patient's request	173.00
	(c) in a single room, at the patients request	287.00
	2. If the patient is a compensable patient, or a non-eligible person	487.00
B. Hospital Accommodation Fees - Day Care Patients	If the patient is a private patient and is provided with:	
	(a) Type-B professional attention as determined under paragraph 4B(a) of the <u>Commonwealth National Health Act 1953</u> .	125.00
	(b) Procedures (other than those set out in paragraph (a)) carried out under local anaesthetic, no sedation. Theatre time (actual time in theatre) less than one hour.	141.00

	(c) procedures (other than those set out in paragraph (a)) carried out under general or regional anaesthetic or intravenous sedation. Theatre time (actual time in theatre) less than one hour.	157.00
	(d) procedures (other than those set out in paragraph (a)) carried out under general or regional anaesthetic or intravenous sedation. Theatre time (actual time in theatre) one hour or more.	173.00
C. Hospital Accommodation Fees - Nursing Home Type Patients	1. If the patient has attained the age of 16 years and is:	
	(a) a hospital patient	22.70
	(b) a private patient	79.05
	2. If the patient has not attained the age of 16 years and is:	
	(a) a hospital patient	NIL
	(b) a private patient	56.35
D. Board Nursing Home Accommodation Fees	1. If the patient has attained the age of 16 years and is:	
	(a) an ordinary patient in a multiple bedroom	56.05
	(b) an ordinary patient, otherwise than at the patient's request, in a single room	56.05

(c) an ordinary patient, 60.21
at the patient's request
in a single room equipped
with bath, shower or toilet
facilities

(d) an ordinary patient, at 58.13
the patient's request in a
single room other than that
referred to in paragraph (c)

(e) an extensive care 62.05
patient in a multiple-bed
room

(f) an extensive care 62.05
patient, otherwise than
at the patient's request,
in a single room.

(g) an extensive care 66.21
patient, at the patient's
request, in a single room
equipped with bath, shower
or toilet facilities

(h) an extensive care 64.13
patient, at the
patient's request, in a
single room other than
that referred to in
paragraph (g)

2. If the patient has not
attained the age of 16 years
and is:

(a) an ordinary patient in 33.35
a multiple bed room

(b) an ordinary patient, 33.35
otherwise than at the
patients request, in a
single room

(c) an ordinary patient, at 37.51
the patient's request, in a
single room equipped with
bath, shower or toilet
facilities

	(d) an ordinary patient, at the patients request, in a single room other than that referred to in paragraph (c)	35.43
	(e) an extensive care patient, in a multiple-bed room	39.35
	(f) an extensive care patient, other-wise than at the patients request in a single room	39.35
	(g) an extensive care patient, at the patients request, in a single room equipped with bath, shower or toilet facilities	44.11
	(h) an extensive care patient, at the patients request, in a single room other than that referred to in paragraph (g)	42.03
	3. If the patient has or has not attained the age of 16 years and is absent from the Nursing Home for a period of, or periods totalling,	
	(a) the first 28 days	22.70
	(b) over 28 days	An amount equal to the fee
	in any period of 12 months commencing 1 July and ending 30 June in each year	applicable for for the service listed at D.1 or D.2 of the Schedule
E. Board Hostel Fees	Where the person is:	
	(a) an extended-stay resident	1.00
	(b) a short-stay resident	2.00

	(c) in any other case	17.31
F. Accommodation where the person is other than a patient (not being a person to whom clause 1(5) applies)	whether the accommodation is in a hospital or a nursing home or a hostel conducted by the Board: (a) for the first 7 days (b) for subsequent days	 3.00 2.00
G. Fees for Professional Services other than the Pathology Service	These do not apply in relation to: (a) a professional service provided (i) in pursuance of the <u>Public Health (Medical and Dental Inspection of School Children) Regulations</u> ; or (ii) in the course of a program of child health care conducted by the Board; (b) a professional service provided at a hospital conducted by the Board; (c) a professional service provided at the request of a member of the Australian Federal Police acting in his capacity as such a member; (d) a professional service provided in accordance with a request made, or a direction given under or for the purposes of, a law in force in the Territory; or (e) a professional service provided in the treatment or control of addiction to alcohol or a drug.	An amount equal to the fee specified in respect of that professional service in the Schedule of Fees listed in the Medicare Benefits Schedule Book as amended from time to time

H. Pathology Service Fees	Where the pathology service is provided by the Board to: (a) a compensable person (b) a non-eligible person	An amount equal to the fee specified in relation to that pathology service in the Schedule of Fees listed in the Medicare Benefits Schedule Book as amended from time to time
I. Ambulance Fees	1. Where on the provision of the ambulance service for a person: (a) the distance necessarily travelled by the ambulance from its station and in returning to its station exceeds 16 kilometres (b) in any other case	\$154.00 per service plus \$4.40 for every kilometre exceeding 16 kilometres \$154.00 per service
	2. Where 3 or more persons are transported together in an ambulance	The amount payable by each person is equal to three quarters of the amount that would otherwise be payable under this Determination
	3. Where the ambulance vehicle is made available at the request of a person or organisation conducting a sporting event or other public function and: (a) the vehicle is so made available for 4 hours or less	 \$315.00 per service

(b) the vehicle is made available for more than 4 hours

the aggregate of \$315.00 per service and an amount calculated at the rate of \$78.75 for each hour or part of an hour by which the period during which the vehicle is so made available exceeds 4 hours

J. Outpatient Service Fees

Compensable non-inpatients and non-eligible persons

First visits

\$90.00 per service

Second and subsequent visits

\$60.00 per service

K. Physiotherapy and Occupational Therapy Service Fees

Compensable non-inpatients and non-eligible persons at Community Health Centres and Hospitals
First and Subsequent consultation

\$60.00

AUSTRALIAN CAPITAL TERRITORY

POISONS ACT 1933

DRUGS OF DEPENDENCE ACT 1989

DETERMINATION OF FEES

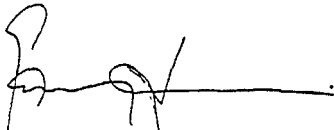
A.C.T. DETERMINATION NO. 9 OF 1991

In pursuance of the powers conferred on the Minister for Health, Education and the Arts by Section 53A of the Poisons Act 1933 and Section 204 of the Drugs of Dependence Act 1989, I GARY JOHN JOSEPH HUMPHRIES, Minister for Health, Education and the Arts, HEREBY DETERMINE the fees for the purpose of the Act set out in Column 1 of the attached Schedule shall be the amount for the period set out in Column 2 of that Schedule.

Dated this

22nd

day of March 1991



Gary John Joseph Humphries
Minister for Health,
Education and the Arts

DETERMINATION OF FEES UNDER

POISONS ACT 1933

DRUGS OF DEPENDENCE ACT 1989

SCHEDULE

Column 1

Column 2

1.4.91-

31.3.92

- | | |
|---|---------|
| (a) To manufacture and sell by wholesale poisons, poisonous substances and drugs of dependence included in Schedule 1,2,3,4,5, and 6 of the Poisons and Drugs Act 1978 and Schedule 1 of the Drugs of Dependence Act 1989 | \$25.00 |
| (b) To package only and sell wholesale poisons and poisonous substances included in Schedule 1,2,3,4,5, and 6 of the Poisons and Drugs Act 1978 and Schedule 1 of the Drugs of Dependence Act 1989 | \$25.00 |
| (c) To sell by wholesale poisons and poisonous substances included in Schedule 1,2,3,4,5, and 6 of the Poisons and Drugs Act 1978 | \$25.00 |
| (d) To sell by wholesale poisons included in Schedule 7 of the Poisons and Drugs Act 1978 | \$25.00 |
| (e) To manufacture and sell by wholesale Drugs of Dependence included in Schedule 3 of the Drugs of Dependence Act 1989 | \$25.00 |
| (f) To sell by wholesale Drugs of Dependence included in Schedule 1 of the Drugs of Dependence Act 1989 | \$25.00 |
| (g) To conduct a research program using drugs in Schedule 1 or 2 of the Drugs of Dependence Act 1989 | \$25.00 |

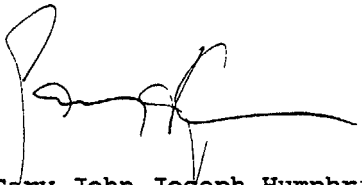
This and the following page comprise Schedule 1 referred to in the Determination of Fees made in pursuance of Section 53A of the Poisons Act 1933 and Section 204 of the Drugs of Dependence Act 1989 and signed by me:



Gary John Joseph Humphries
Minister for Health,
Education and the Arts

- (h) To sell by retail poisons included in Schedule 1,2, 3,4,5 and 6 of the Poisons and Drugs Act 1978 or Schedule 1 of the Drugs of Dependence Act 1989, where the seller is registered under the Public Health (Private Hospitals) Regulations \$25.00
- (i) To sell by retail poisonous substances included in Schedule 5 of the Poisons and Drugs Act 1978 \$25.00
- (j) To sell by retail poisonous substances included in Schedule 5 and 6 of the Poisons and Drugs Act 1978 \$25.00
- (k) To sell by retail poisons included in Schedule 1,2,3,4,5, and 6 of the Poisons and Drugs Act 1978, or included in Schedule 1 of the Drugs of Dependence Act 1989, where the seller is a registered charity \$25.00

This is the Schedule referred to in the Determination of Fees made in pursuance of the Section 53A of the Poisons Act 1933 and Section 204 of the Drugs of Dependence Act 1989 and signed by me:



Gary John Joseph Humphries
Minister for Health,
Education and the Arts

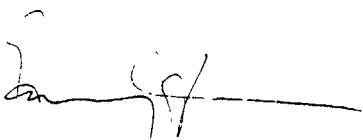
AUSTRALIAN CAPITAL TERRITORY

BLOOD DONATION (ACQUIRED IMMUNE DEFICIENCY SYNDROME) ACT 1985

APPROVAL

In pursuance of the powers conferred on the Minister for Health, Education and the Arts and in pursuance of Section 5(a) of the Blood Donation (Acquired Immune Deficiency Syndrome) Act 1985 I, GARY JOHN JOSEPH HUMPHRIES, Minister for Health, Education and the Arts, HEREBY REVOKE the approval dated the 1st day of August 1986 and APPROVE the form of declaration set out in the attached schedule to this approval for the purposes of Section 5(a) of the Blood Donation (Acquired Immune Deficiency Syndrome) Act 1985.

Dated this 22 day of March 1991.



Gary John Joseph Humphries
Minister for Health,
Education and the Arts.

SCHEDULE

**BLOOD DONATION (ACQUIRED IMMUNE DEFICIENCY SYNDROME) DECLARATION FORM
AN IMPORTANT NOTICE TO ALL BLOOD DONORS**

In order to ensure maximum safety for the recipients of a blood transfusion there are some people in the community who MUST NOT donate blood because their blood may transmit infections to patients who receive it.

THIS DECLARATION IS A LEGAL REQUIREMENT AND MUST BE READ AND SIGNED EVERY TIME ANY PERSON WISHES TO DONATE BLOOD. PLEASE READ IT CAREFULLY AS IT IS AN OFFENCE UNDER THE BLOOD DONATION (ACQUIRED IMMUNE DEFICIENCY SYNDROME) ACT 1985 TO SUPPLY FALSE OR MISLEADING INFORMATION IN RELATION TO THE DONATION OF BLOOD, AND ANY PERSON WHO DOES SO IS LIABLE TO A PENALTY OF UP TO \$5,000 OR IMPRISONMENT OF UP TO TWO YEARS OR BOTH (SECTION 7 BLOOD DONATION (ACQUIRED IMMUNE DEFICIENCY SYNDROME) ACT 1985).

IF YOU ARE IN ANY DOUBT ABOUT THE DECLARATION, PLEASE CONSULT THE MEDICAL STAFF BEFORE YOU SIGN.

DECLARATION BY PERSON INTENDING TO DONATE BLOOD

I HEREBY DECLARE THAT TO THE BEST OF MY KNOWLEDGE, NEITHER I NOR ANY SEXUAL PARTNER WHETHER MY SPOUSE OR OTHERWISE:

1. suffer from Acquired Immune Deficiency Syndrome (AIDS) or carry the AIDS virus or believe that there is possibility that this might be so;
2. have at any time since 1 January 1980 injected myself or been injected with any drug which has not been prescribed by a registered medical or dental practitioner;
3. have at any time since 1 January 1980 been a male or female prostitute or their client;
4. have at any time since 1 January 1980 engaged in male-to-male sexual activity;
5. have at any time since 1 January 1980 engaged in sexual activity with a bisexual male;
6. have at any time since 1 January 1980 received regular infusions of blood products, e.g. for haemophilia;
7. have at any time in the past six (6) months had unintentional weight loss or night sweats or diarrhoea or persistent fever or swollen glands;
8. have at any time in the past six (6) months had any sexually transmitted disease;

G11

9. have at any time in the past six (6) months received a blood transfusion or infusion with human blood products;
10. have at any time in the past six (6) months received a transplanted organ or human tissue, including organ cornea or bone marrow transplant or artificial insemination;
11. have at any time in the past six (6) months been tattooed;
12. have at any time in the past six (6) months been in custody or an inmate of a prison or in a mental institution;
13. have at any time in the past six (6) months had jaundice or hepatitis, or been in close contact with a case of those illnesses;

I am signing this declaration in the presence of a staff member of the Blood Transfusion Service.

DO NOT SIGN THIS DECLARATION UNLESS ALL OF THE ABOVE STATEMENTS ARE TRUE.

Full name of donor:.....

Address of donor:.....

.....

Signature of donor:.....

Date:.....

Signature of Witness:.....

