

AUSTRALIAN CAPITAL TERRITORY

COMMUNITY AND HEALTH SERVICE ACT, 1985

COMMUNITY AND HEALTH SERVICE (A.C.T.) DETERMINATION OF FEES AND CHARGES

A.C.T. DETERMINATION NO. 3 OF 1989

I, JOHN ANTHONY BISSETT, General Manager of the Australian Capital Territory Community and Health Service and delegated to the Minister, in pursuance of Section 78 of the Community and Health Service Act 1985 hereby cancel the Community and Health Service (A.C.T.) Determination of Fees and Charges No. 2 of 1989 dated the 31st day of July 1989 and published in Australian Capital Territory Gazette on 1 August 1989 and make the following Determination to take effect on 21 December 1989:-

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 A.C.T Community and Health Service Act 1985;

"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;

"compensable patient" means:-

- (a) in relation to a hospital, an in-patient of the hospital who in the opinion of the Chief Executive Hospital Services, 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 Hospital Service, 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 Chief Executive Hospital Services, 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 occupies a bed in a 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 health services 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;

"health service hostel" means a hostel conducted by the Service as a health services hostel and includes a Ward 10A of the premises known as the Woden Valley Hospital;

"hospital" means

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

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

"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 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 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 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 Service or at a hospital;

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

"outpatient service" means any examination, consultation, treatment of 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 2A 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 Service 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 Health Insurance Act 1973;

"Service" means the Australian Capital Territory Community and Health Service;

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

"single room" means a room 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 Service nursing home, or a health services 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 health services 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 1.3 of the Schedule to this Determination, where an ambulance vehicle is made available for the transport of a person, the service listed at 1.1 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 1.1.
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.

Dated this *thirteenth* day of *December* 19 *89*


JOHN ANTHONY BISSETT
General Manager of the
Australian Capital Territory
Community and Health Service

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, is:	
	(a) in a multiple-bed room	160.00
	(b) in a single room, otherwise than at the patient's request	160.00
	(c) in a single room, at the patients request	250.00
	2. If the patient is a compensable patient, or a non-eligible person	450.00
B. Hospital Accommodation fees - Day Care Patients	If the patient is a private patient	115.00
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	19.20
	(b) a private patient	71.75
	2. If the patient has not attained the age of 16 years and is:	
	(a) a hospital patient	NIL
	(b) a private patient	52.55

D. Service
Nursing Home
Accommodation
fees

1. If the patient has not attained the age of 16 years and is:
 - (a) an ordinary patient in a multiple bedroom 52.55
 - (b) an ordinary patient, otherwise than at the patient's request, in a single room 52.55
 - (c) an ordinary patient, at the patient's request in a single room equipped with bath, shower or toilet facilities 56.06
 - (d) an ordinary patient, at the patient's request in a single room other than that referred to in paragraph (c) 54.31
 - (e) an extensive care patient in a multiple-bed room 58.55
 - (f) an extensive care patient, otherwise than at the patient's request, in a single room. 58.55
 - (g) an extensive care patient, at the patient's request, in a single room equipped with bath, shower or toilet facilities 62.06
 - (h) an extensive care patient, at the patient's request, in a single room other than that referred to in paragraph (g) 60.31

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

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

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

(c) an ordinary patient, at the request, in a single room equipped with bath, shower or toilet facilities 36.21

(d) an ordinary patient, at the patients request, in a single room other than that referred to in paragraph (c) 34.78

(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 42.21

(h) an extensive care patient, at the patients request, in a single room other than that referred to in paragraph (c) 40.78

	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	19.20
	(b) over 28 days	An amount equal to the fee applicable for the service listed at D.1 or D.2 of the Schedule
	in any period or 12 months commencing 1 July and ending 30 June in each year	
E. Health Services 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	14.63
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 Service:	
	(a) for the first 7 days	3.00
	(b) for subsequent days	2.00
G. Fees for Professional Services other than the Pathology Service	These do not apply in relation to:	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
	(a) a professional service provided	
	(i) in pursuance of the Public Health (Medical and Dental Inspection of School Children) Regulations; or	
	(ii) in the course of a program of child health care conducted by the Service;	

(b) 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

H. Pathology
Service Fees

Where the pathology service provided by the Service 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

\$143.00 per service plus \$4.10 for every kilometre exceeding 16 kilometres

	(b) in any other case	\$143.00 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	\$290.00 per service
	(b) the vehicle is made available for more than 4 hours	the aggregate of \$290.00 per service and an amount calculated at the rate of \$57.00 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-patients non-eligible persons First visits	\$83.00 per service
	Second and subsequent visits	\$56.00 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	\$56.00
---	--	---------