

Health Records (Privacy and Access) (Fees) Determination 2005 (No 1)*

Disallowable instrument DI2005–33

made under the

Health Records (Privacy and Access) Act 1997, s 34

1 Name of instrument

This instrument is the *Health Records (Privacy and Access) (Fees) Determination 2005 (No 1)*.

2 Commencement

This instrument commences on 1 June 2005.

3 Payment of Fees

The determined fees mentioned in the schedule for a service, are payable to the health service provider by the person to whom the service is provided.

4 Waiver

A person to whom a fee is payable may waive the fee in part or in full if the person is satisfied that:

- (a) the fee would result in hardship; or
- (b) it would otherwise be unreasonable to charge the fee.

5 Discount

The determined fees for health card holders is 50% of the fees mentioned in the Schedule.

6 Revocation

I revoke DI2000 – 279 notified on the legislation register on 24 August 2000.

*Name amended under Legislation Act, s 60

7 Schedule of fees

The fee for the purposes of the service listed in Column 1 of the Schedule to this determination shall be the amount listed in Column 2 of the Schedule where GST is not payable or Column 3 where GST is payable.

Simon Corbell
Minister for Health
8 April 2005

SCHEDULE

This is the schedule referred to in the Determination of Fees under section 34 of the *Health Records (Privacy and Access) Act 1997*.

Column 1 Service	Column 2 Amount exclusive of GST	Column 3 Amount inclusive of GST (if applicable)
Fees for access to health records		
(a) To view a record pursuant to section 13(5)(a) of the Act.	A fee of \$10.00	A fee of \$11.00
(b) Provision of a grey scale copy of a health record pursuant to section 13(5)(b)(i) of the Act up to 50 pages inclusive of any search fee other than a request by a consumer to provide access to their solicitor or insurer.	A fee of \$30.00	A fee of \$33.00
(c) Provision of a copy of a health record pursuant to section 13(5)(b)(i) of the Act for health records containing more than 50 pages inclusive of any search fee other than a request by a consumer to provide access to their solicitor or insurer.	A fee of \$30.00 plus an additional 20 cents per page charged for each page copied over 50 pages	A fee of \$33.00 plus an additional 22 cents per page charged for each page copied over 50 pages
(d) Provision of a written summary of a health record in accordance with section 13(5)(b)(ii) or (iii).	A fee of \$60	A fee of \$66
(e) Provision of a copy of a record where the record is or contains an image of a hardcopy, which is owned by the record keeper (ie where the service has not been paid for by the health consumer.)	A fee of \$10.00 plus the costs incurred by the health service provider to provide a copy of the image to someone outside the provider's practice	A fee of \$11.00 plus the costs incurred by the health service provider to provide a copy of the image to someone outside the provider's practice
(f) A request to view a record and have its contents explained pursuant to section 13(5)(c) of the Act or by accepting an offer from the record keeper to discuss the record with the health consumer pursuant to section 16(2) or section 16(9) of the Act.	A fee equal to the health service providers usual consultation fee	A fee equal to the health service providers usual consultation fee plus GST if applicable

SCHEDULE

This is the schedule referred to in the Determination of Fees under section 34 of the *Health Records (Privacy and Access) Act 1997*.

Column 1 Service	Column 2 Amount exclusive of GST	Column 3 Amount inclusive of GST (if applicable)
(g) Provision of a copy of a health record pursuant to Principle 12 of the Act for a record of up to 50 pages inclusive of any search fee.	A fee of \$10.00 plus the cost of actual postage	A fee of \$11.00 plus the cost of actual postage
(h) Provision of a grey scale copy of a health record pursuant to Principle 12 of the Act for a record in excess of 50 pages inclusive of any search fee.	A fee of \$10.00 plus the cost of actual postage plus an additional charge of 20 cents per page for each page copied over 50 pages.	A fee of \$11.00 plus the cost of actual postage plus an additional charge of 22 cents per page for each page copied over 50 pages.