

Health Records (Privacy and Access) (Fees) Determination 2006 (No 2)

Disallowable instrument DI2006–135

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 2006 (No 2)*.

2 Commencement

This instrument commences on 1 July 2006.

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

This instrument revokes DI2006-39 effective from 1 July 2006.

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.

Katy Gallagher
Minister for Health
Date

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 ¹
Fees for access to health records	
(a) To view a record pursuant to section 13(5)(a) of the Act.	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. ²	A fee of \$31.00
(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. ²	A fee of \$31.00 plus an additional 20 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). ²	A fee of \$62
(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.) ²	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
(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. ²	A fee of \$11.00 plus the cost of actual postage

Notes:

1. All fees are exempt from GST.
2. For health records provided to a solicitor or insurer – see the *Health Act 1993*.

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 ¹
(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. ²	A fee of \$11.00 plus the cost of actual postage plus an additional charge of 20 cents per page for each page copied over 50 pages.

Notes:

1. All fees are exempt from GST.
2. For health records provided to a solicitor or insurer – see the *Health Act 1993*.