

**AUSTRALIAN CAPITAL TERRITORY
CHIROPRACTORS AND OSTEOPATHS ACT 1983
DETERMINATION NO. 71 OF 1997**

EXPLANATORY STATEMENT

The *Chiropractors and Osteopaths Act 1983* (the Act) provides for the registration of persons engaged in the practice of Chiropractic and or Osteopathy. Section 54 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 169 of 1996 as notified in the ACT Special Gazette No S186, Monday, 29 July 1996.

Registration fees for the purposes of paragraph 16(2)(b), section 19, subsection 26(1) and paragraph 28(2)(b) have been increased to reflect the move towards full cost recovery for services provided by the Board. Previously determined fees for subsections 10(2), 29(3), 31(3), and paragraphs 48(1)(a) and 48(1)(b) 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 16(2)(b), fee for registration pursuant to section 7 and fee for registration at the discretion of the Board pursuant to section 9.

Registration under the provisions of sections 7 and 9 relate to persons who apply for initial registration with the ACT Chiropractors and Osteopaths Board. Section 16 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 16(2)(b).

The fee for the purposes of paragraph 16(2)(b), for registration pursuant to section 7 and fee for registration at the discretion of the Board pursuant to section 9, was \$220.00 and is now \$260.00.

2. Section 19, Registration fee under mutual recognition provisions.

Section 8 of the Act makes provision for a person who is registered as a chiropractor or osteopath to register under the mutual recognition principle under the *Chiropractors and Osteopaths Act 1983*. Persons seeking registration under the mutual recognition principle are required to pay the fee determined under section 19 of the Act.

The previous fee was \$220.00 and is now \$260.00.

3. Subsection 26(1), annual registration fee.

Subsection 26(1) of the Act requires a registered Chiropractor or Osteopath to pay the determined fee on or before 1 September in each year. The payment of this fee entitles the registered chiropractor or osteopath's name to remain on the Register of Chiropractors or Osteopaths as the case may be, for the next 12 months.

The previous determined annual fee was \$180.00 and is now \$220.00.

4. Paragraph 30(2)(b) entitlement to re-registration fee

A person whose registration has been cancelled for failure to pay the determined fee under subsection 28(1) is entitled to be re-registered under the provisions of section 30

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

5. Subsection 11(2), entitlement to interim registration.

The fee remains unaltered.

6. Subsection 24(4), fee for duplicate certificate.

This fee remains unaltered.

7. Subsection 33(3), fee for alteration of particulars in the register.

This fee remains unaltered.

8. Subsection 56(1), fee to inspect an entry in the register.

The fee remains unaltered

9. Subsection 56(2), 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 attached

Optometrists Act 1956	1996/97 Fee	1997/98 Fee
Paragraph 17(2)(b) application fee for registration pursuant to section 8 and section 10	110.00	185.00
Section 20 fee for registration under the Mutual Recognition principle	110.00	185.00
Subsection 28(1) annual registration fee	110 00	185 00
Paragraph 30(2)(b) entitlement to re-registration subject to payment of fee	110.00	185.00
Subsection 11(2) entitlement to interim registration subject to payment of fee	20.00	20.00
Subsection 24(4) fee for duplicate certificate	30.00	30.00
Subsection 33(3) fee for alteration to the register	10.00	10.00
Subsection 56(1) fee to inspect an entry in the register	5.00	5.00
Subsection 56(2) fee to obtain a certified copy of an entry in the register	10.00	10.00