HE302

Food Act 2008
Health (Miscellaneous Provisions) Act 1911
Health Services Act 2016
Medicines and Poisons Act 2014
Private Hospitals and Health Services Act 1927
Radiation Safety Act 1975
Tobacco Products Control Act 2006

# Health Regulations Amendment (Fees and Charges) Regulations 2019

Made by the Governor in Executive Council.

## Part 1 — Preliminary

### 1. Citation

These regulations are the *Health Regulations Amendment (Fees and Charges) Regulations 2019*.

### 2. Commencement

These regulations come into operation as follows —

(a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;

(b) the rest of the regulations — on 1 July 2019.

## Part 2 — *Food Regulations 2009* amended

### 3. Regulations amended

This Part amends the *Food Regulations 2009*.

### 4. Schedule 2 replaced

Delete Schedule 2 and insert:

### Schedule 2 — Prescribed fees

[r. 52]

| Item | Provision of *Food Act 2008* | Prescribed fee |
|---|---|---|
| 1. | s. 82(3)(b) | $220 |
| 2. | s. 88(3)(b) | $220 |
| 3. | s. 94(3)(b) | $225 |
| 4. | s. 107(3) | $74 |
| 5. | s. 110(3)(c) | $225 |

## Part 3 — *Health (Pesticides) Regulations 2011* amended

### 5. Regulations amended

This Part amends the *Health (Pesticides) Regulations 2011*.

### 6. Schedule 1 replaced

Delete Schedule 1 and insert:

## Schedule 1 — Fees

[r. 111]

| Regulation | Description | Fee ($) |
|---|---|---|
| *Matters relating to business registrations* | | |
| r. 17 | Application for grant of registration | 365 |
| r. 19(2) | Application for change or addition to business premises | 27 |
| r. 20(4)(b) | Application for amendment or removal of conditions | 27 |
| r. 22(1) | Application for renewal of registration | 365 |
| r. 23(5) | Replacement registration certificate | 13 |
| *Matters relating to licences* | | |
| r. 37 | Application for grant of licence | 200 |
| r. 40(2) | Application for change or addition to endorsements | 27 |
| r. 41(2) | Application for change or addition to restricted-use pesticides | 27 |
| r. 42(4)(b) | Application for amendment or removal of conditions | 27 |
| r. 44(1) | Application for renewal of technician's licence | 200 |
| r. 45(1) | Application for extension of provisional licence (fee per month, or part of a month, of extension sought) | 27 |
| r. 46(1) | Application to upgrade provisional licence to technician's licence | 27 |
| r. 48(5) | Replacement of licence card | 14 |
| *Other matters* | | |

| Regulation | Description | Fee ($) |
|---|---|---|
| r. 101(1)(b) | Application for Chief Health Officer permit | 130 |

## Part 4 — *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974* amended

### 7. Regulations amended

This Part amends the *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974*.

### 8. Schedule 1 amended

In Schedule 1 item 2(a) delete "61.00" and insert:

66.00

## Part 5 — *Health Services (Conduct and Traffic) Regulations 2016* amended

### 9. Regulations amended

This Part amends the *Health Services (Conduct and Traffic) Regulations 2016*.

### 10. Schedule 1 amended

In Schedule 1 clause 4 delete the Table and insert:

**Table**

| Type of fee | Fee |
|---|---|
| Paid staff parking fee | $3.80 per day, up to a maximum of $19.00 per week |
| Removal and storage of vehicle fee<br>(a) basic fee<br>plus<br>(b) if vehicle is stored for more than 24 hours — for each 7 days or part of 7 days for which vehicle is stored after first 24 hours | <br>$140.00<br><br><br>$10.00 |
| Ticket parking fee | $3.00 per hour up to a maximum of $21.00 per day |

## Part 6 — *Hospitals (Licensing and Conduct of Private Hospitals) Regulations 1987* amended

### 11. Regulations amended

This Part amends the *Hospitals (Licensing and Conduct of Private Hospitals) Regulations 1987*.

### 12. Schedule 1 replaced

Delete Schedule 1 and insert:

### Schedule 1 — Fees

[r. 4 and 5]

| Item | Description | | Fee ($) |
|---|---|---|---|
| 1. | Grant of licence (r. 4(1)) | | 1 360 |
| 2. | Renewal of licence (r. 4(3)) | Number of persons licensed to be accommodated — | |
| | | Fewer than 25 ……. | 1 350 |
| | | 25-100 …… | 1 400 |
| | | 101-200 …….. | 1 625 |
| | | more than 201 …… | 2 225 |
| 3. | Replacement licence (r. 4(6)) | | 355 |
| 4. | Approval of premises as a private hospital (r. 5) | Number of persons licensed to be accommodated — | |
| | | Fewer than 25 ……. | 7 600 |
| | | 25-100 …… | 8 750 |
| | | 101-200 …….. | 11 750 |
| | | more than 201 …… | 14 750 |

## Part 7 — *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Regulations 1997* amended

### 13. Regulations amended

This Part amends the *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Regulations 1997*.

### 14. Schedule 1 replaced

Delete Schedule 1 and insert:

## Schedule 1 — Fees

[r. 5 and 6]

| Item | Description | | Fee ($) |
|---|---|---|---|
| 1. | Grant of licence (r. 5(1)) | | 1 360 |
| 2. | Renewal of licence (r. 5(3)) | Number of persons licensed to be accommodated — | |
| | | Fewer than 25 ……. | 1 350 |
| | | 25-100 …… | 1 400 |
| | | 101-200 …….. | 1 625 |
| | | more than 201 …… | 2 225 |
| 3. | Replacement licence (r. 5(6)) | | 355 |
| 4. | Approval of premises as a private psychiatric hostel (r. 6) | Number of persons licensed to be accommodated — | |
| | | Fewer than 25 ……. | 7 600 |
| | | 25-100 …… | 8 750 |
| | | 101-200 …….. | 11 750 |
| | | more than 201 …… | 14 750 |

# Part 8 — *Medicines and Poisons Regulations 2016* amended

### 15. Regulations amended

This Part amends the *Medicines and Poisons Regulations 2016*.

### 16. Schedule 1 replaced

Delete Schedule 1 and insert:

## Schedule 1 — Fees

[r. 5]

### Division 1 — Fees for licences

| Item | Type of licence | Application fee $ | Licence fee $ |
|---|---|---|---|

| Item | Type of licence | Application fee $ | Licence fee $ |
|---|---|---|---|
| 1. | Indent licence | 153 | 102 |
| 2. | Schedule 2 retail licence | 102 | 102 |
| 3. | Schedule 7 retail licence | 204 | 153 |
| 4. | Schedule 9 licence | 204 | 153 |
| 5. | Wholesaler's/manufacturer's licence | 307 | 255 |

### Division 2 — Fees for permits

| Item | Type of permit | Application fee $ | Permit fee $ |
|---|---|---|---|
| 1. | Health service permit | 204 | 153 |
| 2. | Health service permit — Department/hospital | nil | nil |
| 3. | Health service permit — Public sector agency | 204 | 153 |
| 4. | Government permit | 153 | 102 |
| 5. | Industrial permit | 179 | 127 |
| 6. | Pharmaceutical samples permit | 102 | 102 |
| 7. | Research/Education permit | 153 | 102 |
| 8. | Schedule 9 permit | 204 | 153 |
| 9. | Stockfeed manufacture permit | 102 | 102 |
| 10. | Veterinary practice permit | 153 | 102 |

### Division 3 — Other fees

| Item | Provision of Act | Description of matter | Fee $ |
|---|---|---|---|
| 1. | s. 48(3) | Application to vary licence or permit | 82 |
| 2. | s. 52(2) | Application to vary conditions imposed on licence or permit | 82 |
| 3. | s. 55(2) | Application for approval of proposed change of management | 82 |
| 4. | s. 57(2) | Application for approval after change of management | 82 |

| Item | Provision of Act | Description of matter | Fee $ |
|---|---|---|---|
| 5. | s. 67 | Issue of replacement licence or permit | 41 |
| 6. | s. 68 | Provision of certified copy of licence or permit | 82 |
| 7. | s. 76(3) | Provision of copy of part of the register | 41 |
| 8. | s. 76(3) | Provision of certified copy of part of the register | 82 |
| 9. | s. 91(3) | Provision of copy of information included on the drugs of addiction record in relation to a person | 82 |
| 10. | s. 91(3) | Provision of certified copy of information included on the drugs of addiction record in relation to a person | 123 |

## Part 9 — *Radiation Safety (General) Regulations 1983* amended

### 17. Regulations amended

This Part amends the *Radiation Safety (General) Regulations 1983*.

### 18. Regulation 58 amended

(1) In regulation 58(2)(a) delete "(1) or (1aa); or" and insert:

(1), (1aa) or (1a); or

(2) Amend the provisions listed in the Table as set out in the Table.

**Table**

| Provision | Delete | Insert |
|---|---|---|
| r. 58(1) | item 1 of Part 1 of Schedule XV | Schedule XV Division 1 item 1 |
| r. 58(1aa) | item 1A of Part 1 of Schedule XV | Schedule XV Division 1 item 2 |
| r. 58(1a) | item 2 of Part 1 of Schedule XV | Schedule XV Division 1 item 3 |

| Provision | Delete | Insert |
|---|---|---|
| r. 58(2) | item 3 of Part 1 of Schedule XV | Schedule XV Division 1 item 4 |
| r. 58(3) | item 4 of Part 1 of Schedule XV | Schedule XV Division 1 item 5 |
| r. 58(4) | item 1 of Part 3 of Schedule XV | Schedule XV Division 3 item 1 |
| r. 58(5a) | Schedule XV, Part 1 (each occurrence) | Schedule XV Division 1 |
| r. 58(7) | Schedule XV, Part 2 item 1 | Schedule XV Division 2 item 1 |
| r. 58(7a) | item 1A of Part 2 of Schedule XV | Schedule XV Division 2 item 2 |
| r. 58(8) | Schedule XV, Part 2, item 2 | Schedule XV Division 2 item 3 |
| r. 58(9) | Schedule XV Part 2, item 3 | Schedule XV Division 2 item 4 |

**19. Schedule XV replaced**

Delete Schedule XV and insert:

## Schedule XV — Fees

[r. 58]

### Division 1 — Registration and licences

| | | $ | |
|---|---|---|---|
| | | **Annual** | **Triennial** |
| 1. | Fee for registration or renewal of registration of premises (other than premises used solely for the mining and milling of radioactive ores (including mineral sands)), for the manufacture, use or storage of radioactive substances | | |
| | Maximum quantity: | | |
| | 40 gigabecquerels | 200 | 400 |
| | 400 gigabecquerels | 400 | 800 |
| | 4 terabecquerels | 800 | 1 600 |
| | Exceeding 4 terabecquerels | 1 250 | 2 500 |
| 2. | Fee for registration or renewal of | | |

| | | | $ | |
|---|---|---|---|---|
| | | | **Annual** | **Triennial** |
| | registration of premises used solely for the mining and milling of radioactive ores (including mineral sands) | | 200 | 400 |
| 3. | Fee for registration or renewal of registration of premises for the sale or service of radioactive substances, irradiating apparatus or electronic products | | 200 | 400 |
| 4. | Fee for registration or renewal of registration of premises (other than premises referred to in items 1 to 3), irradiating apparatus or electronic products | | | |
| | In the case of — | | | |
| | (a) | not more than 2 irradiating apparatus and/or electronic products | 200 | 400 |
| | (b) | more than 2 but not more than 5 irradiating apparatus and/or electronic products | 400 | 800 |
| | (c) | more than 5 but not more than 10 irradiating apparatus and/or electronic products | 800 | 1 600 |
| | (d) | more than 10 irradiating apparatus and/or electronic products | 1 250 | 2 500 |
| 5. | Licence fee | | | |
| | In the case of — | | | |
| | (a) | irradiating apparatus and/or electronic products | 80 | 160 |
| | (b) | radioactive substances | 80 | 160 |

## Division 2 — Temporary permits

Fee for temporary permits for periods not exceeding 3 months.

| | | $ |
|---|---|---|
| | | **$** |
| 1. | In respect of premises (other than premises used solely for the mining and milling of radioactive ores (including mineral sands)) and radioactive substances | |
| | Maximum quantity: | |
| | 40 gigabecquerels | 90 |
| | 400 gigabecquerels | 180 |
| | 4 terabecquerels | 360 |

| | | | $ |
|---|---|---|---|
| | | Exceeding 4 terabecquerels | 540 |
| 2. | In respect of premises used solely for the mining and milling of radioactive ores (including mineral sands) | | 90 |
| 3. | In respect of premises (other than premises referred to in items 1 and 2), irradiating apparatus and/or electronic products | | |
| | In the case of — | | |
| | (a) | not more than 2 irradiating apparatus and/or electronic products | 90 |
| | (b) | more than 2 but not more than 5 irradiating apparatus and/or electronic products | 180 |
| | (c) | more than 5 but not more than 10 irradiating apparatus and/or electronic products | 360 |
| | (d) | more than 10 irradiating apparatus and/or electronic products | 540 |
| 4. | For persons to operate, use, manufacture, store, transport, sell, possess, install, service, maintain, repair or otherwise deal with — | | |
| | (a) | radioactive substances | 38 |
| | (b) | irradiating apparatus and/or electronic products | 38 |

**Division 3 — Records**

| | | |
|---|---|---|
| 1. | Fee for copy of records (per page) | 2 |

# Part 10 — *Radiation Safety (Qualifications) Regulations 1980* amended

## 20. Regulations amended

This Part amends the *Radiation Safety (Qualifications) Regulations 1980*.

## 21. Schedule 2 amended

In Schedule 2:

(a) in item 1(c) delete "700.00" and insert:

770.00

(b) in item 2 delete "40.00" and insert:

44.00

## Part 11 — *Tobacco Products Control Regulations 2006* amended

### 22. Regulations amended

This Part amends the *Tobacco Products Control Regulations 2006*.

### 23. Regulation 25 amended

(1) In regulation 25(1):

(a) in paragraph (a) delete "$71.00" and insert:

$72.00

(b) in paragraph (b) delete "$71.00" and insert:

$74.00

(c) in paragraph (c) delete "$177.00" and insert:

$180.00

(2) In regulation 25(2):

(a) in paragraph (a) delete "$212.00" and insert:

$214.00

(b) in paragraph (b) delete "$212.00" and insert:

$215.00

(c) in paragraph (c) delete "$530.00" and insert:

$535.00

### 24. Regulation 26 amended

In regulation 26:

(a) in paragraph (a) delete "$241.00" and insert:

$245.00

(b) in paragraph (c) delete “$600.00” and insert:

$605.00

M. INGLIS, Clerk of the Executive Council.