



Western Australia

Hospitals and Health Services Act 1927  
Hospitals (Services Charges) Regulations 1984

## **Hospitals (Services Charges for Compensable Patients) Determination 2005**

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As at 02 Jun 2015

Version 00-aa0-00

Extract from [www.slp.wa.gov.au](http://www.slp.wa.gov.au), see that website for further information



# Hospitals (Services Charges for Compensable Patients) Determination 2005

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## **Hospitals (Services Charges for Compensable Patients) Determination 2005**

### **1. Citation**

This determination is the *Hospitals (Services Charges for Compensable Patients) Determination 2005*.

### **2. Commencement**

This determination comes into operation on 1 July 2005.

### **3. Interpretation**

Unless the contrary intention appears, a word or phrase to which a meaning is attributed by, or by virtue of its use in, the regulations has the same meaning when it is used in this determination.

### **4. Charges payable in respect of compensable patients**

- (1) Except as provided in subclause (2), the charges specified in Schedule 1 are the charges payable in respect of —
  - (a) services rendered by, in or at the hospital in respect of compensable in-patients, compensable day patients and compensable out-patients; and
  - (b) services rendered by, at or in the hospital in respect of compensable same day patients (other than services rendered by, in or at a day hospital, nursing home or nursing post).

**cl. 5**

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- (2) The charges specified in Schedule 1 do not apply to the supply of surgically implanted prostheses that are the subject of a determination made under regulation 5(2)(c) of the regulations.

**5. Revocation**

The following determinations are revoked —

- (a) the *Hospitals (Services Charges for Compensable Patients) Determination 2002*;
- (b) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2003*;
- (c) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2004*;
- (d) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2004*;
- (e) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2005*.

**Schedule 1 — Services charges for compensable patients**

[cl. 4]

*[Heading inserted in Gazette 10 Jun 2008 p. 2490.]*

**Division 1 — Compensable in-patients**

*[Heading inserted in Gazette 10 Jun 2008 p. 2490.]*

1. Accommodation, maintenance, nursing care and other services in a hospital bed, except services referred to in item 3 or 4..... \$2 005per day
2. Accommodation, maintenance, nursing care and other services in a hospital bed for a patient, not being a patient mentioned in item 2A, in respect of whose care and treatment the *Motor Vehicle (Third Party Insurance) Act 1943* applies or prima facie appears to apply..... \$1 648 per day
- 2A. Accommodation, maintenance, nursing care and other services in a hospital bed for a patient in Princess Margaret Hospital for Children in respect of whose care and treatment the *Motor Vehicle (Third Party Insurance) Act 1943* applies or prima facie appears to apply..... \$2 149per day
3. Accommodation, maintenance, nursing care and other services in a nursing home bed..... \$275per day
4. Ventilator dependent compensable in-patient with tracheostomy requiring 24 hours individual care ..... \$5 140per day

*[Division 1 inserted in Gazette 10 Jun 2008 p. 2490; amended in Gazette 23 Jun 2009 p. 2465; 30 Jun 2010 p. 3101-2; 3 Jun 2011 p. 1979; 15 Jun 2012 p. 2519; 28 Jun 2013 p. 2754; 13 Jun 2014 p. 1896; 21 Oct 2014 p. 4075.]*

**Division 2 — Compensable out-patients**

*[Heading inserted in Gazette 10 Jun 2008 p. 2490.]*

- [5. *deleted*]
6. For radiological service — for each item of service ..... \$223
7. For drugs and medications, subject to item 8, PBS price up to a maximum of for each item —
- (a) at a participating hospital —
- (i) for an item on the PBS list..... \$37.70
- (ii) for an item not on the PBS list..... \$30.20
- (b) at a hospital that is not a participating hospital..... \$30.20
8. For each other individual service (with any drugs and medications supplied at the time of the initial service being treated as included in that service) ..... \$223

*[Division 2 inserted in Gazette 10 Jun 2008 p. 2490-1; amended in Gazette 10 Feb 2009 p. 275; 23 Jun 2009 p. 2465; 19 Jan 2010 p. 150; 30 Jun 2010 p. 3101-2; 11 Feb 2011 p. 481; 3 Jun 2011 p. 1979; 30 Dec 2011 p. 5577; 24 Feb 2012 p. 810; 15 Jun 2012 p. 2519; 4 Jan 2013 p. 5; 28 Jun 2013 p. 2754; 28 Jan 2014 p. 181; 13 Jun 2014 p. 1896; 23 Jan 2015 p. 409.]*

**Division 3 — Compensable same day patients**

*[Heading inserted in Gazette 10 Jun 2008 p. 2491.]*

9. In hospitals, other than day hospitals, nursing homes and nursing posts —
- (a) for a patient, not being a patient mentioned in paragraph (aa), in respect of whose care and treatment the *Motor Vehicle (Third Party Insurance) Act 1943* applies or prima facie appears to apply ..... \$1 729 per day



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Services charges for compensable patients      **Schedule 1**  
Compensable same day patients                      **Division 3**

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- (aa) for a patient in Princess Margaret  
Hospital for Children in respect of whose  
care and treatment the *Motor Vehicle*  
*(Third Party Insurance) Act 1943* applies  
or prima facie appears to apply .....      \$2 255per day
- (b) for any other patient .....      \$2 103per day

*[Division 3 inserted in Gazette 10 Jun 2008 p. 2491; amended in  
Gazette 23 Jun 2009 p. 2465; 30 Jun 2010 p. 3101-2; 3 Jun 2011  
p. 1979; 15 Jun 2012 p. 2519; 28 Jun 2013 p. 2754-5; 13 Jun 2014  
p. 1896; 21 Oct 2014 p. 4075.]*

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**Notes**

<sup>1</sup> This is a compilation of the *Hospitals (Services Charges for Compensable Patients) Determination 2005* and includes the amendments made by the other written laws referred to in the following table <sup>1a</sup>.

**Compilation table**

<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<i>Hospitals (Services Charges for Compensable Patients) Determination 2005</i>	28 Jun 2005 p. 2922-4	1 Jul 2005 (see cl. 2)
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2006</i>	28 Feb 2006 p. 912-13	28 Feb 2006
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2006</i>	13 Jun 2006 p. 2063-4	1 Jul 2006 (see cl. 2)
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 3) 2006</i>	23 Jan 2007 p. 182-3	23 Jan 2007 (see cl. 2)
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2007</i>	10 Jul 2007 p. 3420-1	cl. 1 and 2: 10 Jul 2007 (see cl. 2(a)); Determination other than cl. 1 and 2: 11 Jul 2007 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2008</i>	25 Jan 2008 p. 214-15	cl. 1 and 2: 25 Jan 2008 (see cl. 2(a)); Determination other than cl. 1 and 2: 26 Jan 2008 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2008</i>	10 Jun 2008 p. 2489-91	cl. 1 and 2: 10 Jun 2008 (see cl. 2(a)); Determination other than cl. 1 and 2: 1 Jul 2008 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2009</i>	10 Feb 2009 p. 274-5	cl. 1 and 2: 10 Feb 2009 (see cl. 2(a)); Determination other than cl. 1 and 2: 11 Feb 2009 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2009</i>	23 Jun 2009 p. 2464-5	cl. 1 and 2: 23 Jun 2009 (see cl. 2(a)); Determination other than cl. 1 and 2: 1 Jul 2009 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 3) 2009</i>	19 Jan 2010 p. 149-50	cl. 1 and 2: 19 Jan 2010 (see cl. 2(a)); Determination other than cl. 1 and 2: 20 Jan 2010 (see cl. 2(b))

<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2010</i>	30 Jun 2010 p. 3101-2	cl. 1 and 2: 30 Jun 2010 (see cl. 2(a)); Determination other than cl. 1 and 2: 1 Jul 2010 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2011</i>	11 Feb 2011 p. 481	cl. 1 and 2: 11 Feb 2011 (see cl. 2(a)); Determination other than cl. 1 and 2: 12 Feb 2011 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Determination Amendment Notice (No. 2) 2011</i>	3 Jun 2011 p. 1978-9	cl. 1 and 2: 3 Jun 2011 (see cl. 2(a)); Notice other than cl. 1 and 2: 1 Jul 2011 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Determination Amendment Notice (No. 4) 2011</i>	30 Dec 2011 p. 5576-7	cl. 1 and 2: 30 Dec 2011 (see cl. 2(a)); Notice other than cl. 1 and 2: 1 Jan 2012 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Determination Amendment Notice 2012</i>	24 Feb 2012 p. 810	cl. 1 and 2: 24 Feb 2012 (see cl. 2(a)); Notice other than cl. 1 and 2: 25 Feb 2012 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2012</i>	15 Jun 2012 p. 2518-19	cl. 1 and 2: 15 Jun 2012 (see cl. 2(a)); Determination other than cl. 1 and 2: 1 Jul 2012 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2012</i>	4 Jan 2013 p. 5	cl. 1 and 2: 4 Jan 2013 (see cl. 2(a)); Determination other than cl. 1 and 2: 5 Jan 2013 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2013</i>	28 Jun 2013 p. 2754-5	cl. 1 and 2: 28 Jun 2013 (see cl. 2(a)); Determination other than cl. 1 and 2: 1 Jul 2013 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2014</i>	28 Jan 2014 p. 180-1	cl. 1 and 2: 28 Jan 2014 (see cl. 2(a)); Determination other than cl. 1 and 2: 29 Jan 2014 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2014</i>	13 Jun 2014 p. 1896	cl. 1 and 2: 13 Jun 2014 (see cl. 2(a)); Determination other than cl. 1 and 2: 1 Jul 2014 (see cl. 2(b))

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<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 3) 2014</i>	21 Oct 2014 p. 4075	cl. 1 and 2: 21 Oct 2014 (see cl. 2(a)); Determination other than cl. 1 and 2: 22 Oct 2014 (see cl. 2(b))
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination 2015</i>	23 Jan 2015 p. 409	cl. 1 and 2: 23 Jan 2015 (see cl. 2(a)); Determination other than cl. 1 and 2: 24 Jan 2015 (see cl. 2(b))

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<sup>1a</sup> On the date as at which this compilation was prepared, provisions referred to in the following table had not come into operation and were therefore not included in this compilation. For the text of the provisions see the endnotes referred to in the table.

**Provisions that have not come into operation**

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<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<i>Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2015</i> cl. 3 and 4 <sup>2</sup>	2 Jun 2015 p. 1941-2	1 Jul 2015 (see cl. 2(b))

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<sup>2</sup> On the date as at which this compilation was prepared, the *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2015* cl. 3 and 4 had not come into operation. They read as follows:

**3. Determination amended**

This determination amends the *Hospitals (Services Charges for Compensable Patients) Determination 2005*.

**4. Schedule 1 amended**

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

**Table**

<b>Provision</b>	<b>Delete</b>	<b>Insert</b>
Sch. 1 it. 1	\$2 005	\$2 070
Sch. 1 it. 2	\$1 648	\$1 598
Sch. 1 it. 2A	\$2 149	\$2 219
Sch. 1 it. 3	\$275	\$279
Sch. 1 it. 4	\$5 140	\$5 467
Sch. 1 it. 6	\$223	\$245
Sch. 1 it. 8	\$223	\$245
Sch. 1 it. 9(a)	\$1 729	\$1 652
Sch. 1 it. 9(aa)	\$2 255	\$2 294
Sch. 1 it. 9(b)	\$2 103	\$2 140