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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Hospitals (Services Charges for Compensable Patients) Determination 2005

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Western Australia

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

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).

(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 | $2 070 per 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 | $1 598 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 | $2 219 per day |
| 3. | Accommodation, maintenance, nursing care and other services in a nursing home bed | $279 per day |
| 4. | Ventilator dependent compensable in‑patient with tracheostomy requiring 24 hours individual care | $5 467 per 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; 2 Jun 2015 p. 1942.]

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 | $245 |
| 7. | For drugs and medications, subject to item 8, for each item —  (a) at a participating hospital —  (i) for an item on the PBS list  (ii) for an item not on the PBS list  (b) at a hospital that is not a participating hospital | PBS price up to a maximum of  $38.30  $30.60  $30.60 |
| 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) | $245 |

[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; 2 Jun 2015 p. 1942; 12 Jan 2016 p. 44.]

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 | $1 652 per day |
|  | (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 | $2 294 per day |
|  | (b) for any other patient | $2 140 per 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; 2 Jun 2015 p. 1942.]

Notes

1 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.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Hospitals (Services Charges for Compensable Patients) Determination 2005* | 28 Jun 2005 p. 2922-4 | 1 Jul 2005 (see cl. 2) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2006* | 28 Feb 2006 p. 912-13 | 28 Feb 2006 |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2006* | 13 Jun 2006 p. 2063-4 | 1 Jul 2006 (see cl. 2) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 3) 2006* | 23 Jan 2007 p. 182‑3 | 23 Jan 2007 (see cl. 2) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2007* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2008* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2008* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2009* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2009* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 3) 2009* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2010* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2011* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Determination Amendment Notice (No. 2) 2011* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Determination Amendment Notice (No. 4) 2011* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Determination Amendment Notice 2012* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2012* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2012* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2013* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2014* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2014* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 3) 2014* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2015* | 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)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2015* | 2 Jun 2015 p. 1941‑2 | cl. 1 and 2: 2 Jun 2015 (see cl. 2(a)); Determination other than cl. 1 and 2: 1 Jul 2015 (see cl. 2(b)) |
| *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 3) 2015* | 12 Jan 2016 p. 44 | cl. 1 and 2: 12 Jan 2016 (see cl. 2(a)); Determination other than cl. 1 and 2: 13 Jan 2016 (see cl. 2(b)) |