

**Reprint
as at 14 June 2002**



Health and Disability Services (Safety) Fees Regulations 2002

(SR 2002/153)

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 10th day of June 2002

Present:

Her Excellency the Governor-General in Council

Pursuant to section 53(1)(b) of the Health and Disability Services (Safety) Act 2001, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

These regulations are administered by the Ministry of Health.

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Regulations

- 1 Title**

These regulations are the Health and Disability Services (Safety) Fees Regulations 2002.
- 2 Commencement**

These regulations come into force on 1 July 2002.
- 3 Application fees**

The following fees are prescribed for the purposes of the Health and Disability Services (Safety) Act 2001:

 - (a) for an application for exemption from an element or elements of any service standards (provided for in section 23(3)(a) of that Act), \$240 per element:
 - (b) for an application for the amendment of an exemption from an element or elements of any service standards (provided for in section 23(3)(a) of that Act), \$240 per element in respect of which the applicant has applied for the exemption to be amended:
 - (c) for an application for certification to provide health care services of any kind (provided for in section 27(1)(a)(ii) of that Act), \$410:
 - (d) for an application for designation to audit the provision of health care services of any kind (provided for in section 33(a)(ii) of that Act), \$840.
- 4 Auditing fee**
 - (1) The fee for the auditing by an employee of the Ministry of the provision of health care services of any kind (provided for in

section 34(2) of the Health and Disability Services (Safety) Act 2001) is to be ascertained by—

- (a) multiplying the total number of hours or parts of an hour taken by the employee to audit the provision of those services, or travel in order to do so, by—
 - (i) \$75, in the case of an employee who specialises in or is experienced in dealing with health care services of the kind to be audited;
 - (ii) \$45, in any other case; and
 - (b) adding the employee's actual and reasonable travel and accommodation costs.
- (2) If more than 1 employee of the Ministry is involved, the fee is the sum of the fees for each of them, ascertained under sub-clause (1).

5 Fees include GST

The fees referred to in regulations 3 and 4 include goods and services tax.

Marie Shroff,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 July 2002, prescribe fees for the purposes of provisions of the Health and Disability Services (Safety) Act 2001 that come into force on that day.

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Notes**1 General**

This is a reprint of the Health and Disability Services (Safety) Fees Regulations 2002. The reprint incorporates all the amendments to the regulations as at 14 June 2002, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 Status of reprints

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 How reprints are prepared

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions,

*see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.*

4 *Changes made under section 17C of the Acts and Regulations Publication Act 1989*

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)

- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 ***List of amendments incorporated in this reprint
(most recent first)***
