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SPECIAL SUPPLEMENT

ROAD TRANSPORT (GENERAL) ACT 2005

Class 3 Metropolitan High Capacity Bus Mass Limit Exemption (Amendment) Notice 2013

I, PETER DUNCAN, Chief Executive, Roads and Maritime Services, pursuant to Clause 25 of the Road Transport (Mass, Loading and Access) Regulation 2005 (“the Regulation”), hereby amend the Class 3 Metropolitan High Capacity Bus Mass Limit Exemption Notice 2012 that was published on the 13 July 2012, in the *New South Wales Government Gazette* No. 72 at pages 3305 to 3326, as set out in the Schedule to this Notice, effective from the date this Amendment Notice is published in the *New South Wales Government Gazette*.

Dated this 27th day of June 2013.

PETER DUNCAN,
Chief Executive,
Roads and Maritime Services

SCHEDULE

The Class 3 Metropolitan High Capacity Bus Mass Limit Exemption Notice 2012 that was published on the 13 July 2012, in the *New South Wales Government Gazette* No. 72 at pages 3305 to 3326, remains in force subject to the following amendments.

1. Insert new clause after clause 1.5:

1.6 Definitions

In this Notice;

disrupted railway passenger services means the unplanned disruption of railway passenger services operated by a NSW entity which are sufficiently serious to require the provision of rail replacement bus services.

rail replacement bus services means buses operated by an accredited service operator within the meaning of the Passenger Transport Act 1990 for the purpose of carrying passengers, and persons who were proposing to be passengers, of disrupted railway passenger services.

regular bus service means a bus service provided in accordance with a service contract entered into under Part 3 of the Passenger Transport Act 1990.

2. In clause 2.1 omit “This Notice applies to buses operated by Sydney Buses which are either;” and replace with “This Notice applies to the following types of buses when providing regular bus services and rail replacement bus services;”
3. In clause 4.1 omit “Buses to which this Notice applies may only operate the routes set out in Appendix 1 to this Notice”, and replace with “Buses to which this Notice applies may use all roads in NSW, except where prohibited by a load or dimension limit specified for a road, bridge or causeway by a sign or notice.”
4. Omit Appendix 1.

ROAD TRANSPORT (GENERAL) ACT 2005

Ministerial Declaration (Superficially-Damaged Motor Bikes) Order 2013
under the
Road Transport (General) Act 2005

I, DUNCAN GAY, Minister for Roads and Ports, pursuant to section 16 of the Road Transport (General) Act 2005, make the following Order.

Dated, this 28th day of June 2013.

DUNCAN GAY, M.L.C.,
Minister for Roads and Ports

Explanatory note

The object of this Order is to permit superficially-damaged motor bikes, which are assessed as a total loss on or after the date of commencement of the Order and to which clause 83X of the Road Transport (Vehicle Registration) Regulation 2007 (the Regulation) would otherwise apply, to be eligible for registration and exempt from the obligation to be the subject of a certificate of compliance.

1. Name of Order

This Order is the Ministerial Declaration (Superficially-Damaged Motor Bikes) Order 2013.

2. Commencement

This Order commences on the day it is published in the *New South Wales Gazette*.

3. Effect

This Order remains in effect until 30 June 2014, unless earlier revoked.

4. Interpretation

Words and expressions used in this Order have the same meaning as in the Road Transport (Vehicle Registration) Act 1997 (the Act) and the Regulation.

5. Exemption from requirements of Clause 83X(1)(d) of the Regulation

Clause 83X(1)(d) of the Regulation is declared not to apply to a motor bike that was assessed as a total loss on or after the date of commencement of this Order, and notified to the Authority in accordance with section 16L of the Act.

WORKERS COMPENSATION ACT 1987

Workers Compensation (Ambulance Services Fees) Order 2013
under the
Workers Compensation Act 1987

I, JULIE NEWMAN, Chief Executive Officer of the WorkCover Authority of New South Wales, pursuant to section 63 of the Workers Compensation Act 1987, make the following Order.

Dated this 27th day of June 2013.

JULIE NEWMAN,
Chief Executive Officer,
WorkCover Authority

Explanatory Note

Provision of ambulance services in New South Wales is restricted to the Ambulance Service of NSW and the entities listed under section 67E (3) of the Health Services Act 1997. This Order prescribes the rates applicable for Ambulance services to an injured worker for which an employer is liable being the fees prescribed under section 67D of the Health Services Act 1997 applicable from 1 July 2013.

1. Name of Order

This Order is the Workers Compensation (Ambulance Services Fees) Order 2013.

2. Commencement

This Order commences on 1 July 2013.

3. Application of Order

This Order applies to ambulance services provided on or after the date of commencement, whether it relates to an injury received before, on or after that date.

4. Fees for ambulance services

The fee amounts for which an employer is liable under the Act for provision of ambulance or paramedic services to an injured worker are listed in Schedule A, being the fees prescribed under section 67D of the Health Services Act 1997.

5. Scope of Order (Additional Information)

(a) The fees in Schedule A do not apply to treatment at the scene of the accident, or transport for hospital admission for workers injured in motor vehicle accidents.

Note: These are to be paid by the Motor Accidents Authority (MAA) Bulk Bill arrangement.

(b) The fees in Schedule A are payable only to:

- The Ambulance Service of New South Wales;
- St John Ambulance Australia (NSW);
- The Royal Flying Doctor Service of Australia (NSW Section);
- The mines rescue company within the meaning of the Coal Industry Act 2001 in the exercise of mines rescue functions;
- A member of the New South Wales Mines Rescue Brigade established under the Coal Industry Act 2001; or
- Any person (or class of persons) prescribed by regulations made under the Health Services Act 1997.

6. Goods and Services Tax

No GST is payable on the fees in Schedule A.

7. Definitions

In this order:

GST has the same meaning as in the New Tax System (Goods and Services Tax) Act 1999 of the Commonwealth.

Ambulance Services means the conveyance of an injured worker to or from a medical practitioner or hospital. This does not include conveyance of an injured worker from one public hospital to another.

Ambulance Service Provider is the Ambulance Service of NSW or the entities listed in clause 5 above.

New Tax System Price Exploitation Law means

- (a) the New Tax System Price Exploitation Code as applied as a law of New South Wales by the Price Exploitation Code (New South Wales) Act 1999, and
- (b) Part VB of the Trade Practices Act 1974 of the Commonwealth.

The Act means the Workers Compensation Act 1987.

WorkCover means the WorkCover Authority of New South Wales.

8. Parts of the Order

- (1) Schedule A to this Order forms part of the Order.
- (2) The Explanatory Note does not form part of the Order.

SCHEDULE A

Fees

Primary

Ambulance services to or from a medical practitioner or hospital.

1 July 2013				
Rates	Road		Fixed Wing	Helicopter
	Emergency	Non-Emergency	Emergency	Emergency
Call-Out	\$341	\$268	\$341	\$341
Variable Rate (per km)	\$3.07	\$1.66	\$3.07	\$3.07
Maximum Charge	\$5584	\$5584	\$5584	\$5584

Notes:

- All fees are to be paid against payment classification code TRA001.
- Fees in Schedule A for ambulance services are only payable to those providers listed in the gazette.

WORKERS COMPENSATION ACT 1987

Workers Compensation (Public Hospital Rates) Order 2013
 under the
 Workers Compensation Act 1987

I, JULIE NEWMAN, Chief Executive Officer of the WorkCover Authority of New South Wales, pursuant to section 62 (1) of the Workers Compensation Act 1987, and with the concurrence of the Minister for Health under section 62(8), make the following Order.

Dated this 27th day of June 2013.

JULIE NEWMAN,
 Chief Executive Officer,
 WorkCover Authority

1. Name of Order

This Order is the Workers Compensation (Public Hospital Rates) Order 2013.

2. Commencement

This Order commences on the 1st of July 2013.

3. Application of Order

- (1) This Order applies to the hospital treatment of a worker at a public hospital, being treatment or service of a type referred to in clauses 4 to 9 and provided on or after 1 July 2013, whether the treatment relates to an injury that is received before, on or after that date.
- (2) This order does not apply to hospital treatment (excluding Visiting Medical Officer and Salaried Medical Officer services) provided to a worker whose injury has been sustained as a result of a motor vehicle accident in New South Wales. Fees for Visiting Medical Officer and Salaried Medical Officer services are contained in the relevant WorkCover medical services fees order.
- (3) Any order of the Director-General of the Department of Health relating to the classification of hospitals made for the purposes of clause 4 of this Order or any previous Order under section 62 of the Act has effect, subject to any amendment of it made by any subsequent order of the Director-General of the Department of Health.
- (4) Any order relating to the classification of hospitals made for the purposes of clause 4 of this Order may provide that a hospital is not a public hospital of a particular type in respect of treatment provided to a specified class of patient.

4. Definitions

- (1) In this Order:
 - classification* refers to a classification of hospital, category of patient or otherwise (or any combination of them), appearing in Column 1 of the Tables to clauses 4 and 5 of this Order.
 - the Act* means the Workers Compensation Act 1987.
 - WorkCover* means the WorkCover Authority of New South Wales.
- (2) A reference to treatment or services in this Order is (consistent with the definition of “hospital treatment” in section 59 of the Act) a reference to treatment or services provided at a public hospital or at any rehabilitation centre conducted by such a hospital.

5. Fees for hospital patient services generally

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being treatment provided to a worker within a classification specified in Column 2 of the Table to this clause is:
 - (a) in the case of inpatient services, for each day (or part of a day) that the worker is a patient of the hospital, or
 - (b) in the case of outpatient services, for each occasion of service,
 the corresponding amount specified in Column 3 of that Table.
- (2) This clause does not apply to hospital treatment of a type referred to in clauses 7 to 11 of this Order.
- (3) In this clause and the Table to this clause:

Acute Admitted Patient Services – All Hospitals

Means acute care for an admitted patient in which the primary clinical purpose or treatment goal is to:

- manage labour (obstetric);
- cure illness or provide definitive treatment of injury;
- perform surgery;

- relieve symptoms of illness or injury (excluding palliative care);
- reduce severity of an illness or injury;
- protect against exacerbation and/or complication of an illness and/or injury which could threaten life or normal function; or
- perform diagnostic or therapeutic procedures.

Non – Acute/ Sub – Acute Admitted Patient Services & Outpatient Services

- Means admitted patient care that does not meet the definition of Acute Care.

critical care, in relation to a patient, has the same meaning as it has in the “NSW Department of Health – Department of Health Reporting System (DOHRS)” issued by the Department of Health in June 2000 or in any subsequent revision of that document issued by that Department.

Dialysis used in treating kidney disease, by which uric acid and urea are removed from circulating blood by means of a dialyzer.

metropolitan (non-referral) hospital means a public hospital classified as a metropolitan (non-referral) hospital in an order published in the Gazette by the Director-General of the Department of Health.

metropolitan (referral) hospital means a public hospital classified as a metropolitan (referral) hospital in an order published in the Gazette by the Director-General of the Department of Health.

non-metropolitan hospital means a public hospital classified as a non-metropolitan hospital in an order published in the Gazette by the Director-General of the Department of Health.

other public hospital means a public hospital other than a metropolitan (non-referral) hospital, a metropolitan (referral) hospital, a non-metropolitan hospital or a psychiatric hospital.

outpatient means a patient who does not undergo a formal admission process.

psychiatric hospital means a public hospital classified as a psychiatric hospital in an order published in the Gazette by the Director-General of the Department of Health.

public hospital means a public hospital within the meaning of section 59 of the Act.

Table: Fees for hospital patient services generally

Acute Admitted Patient Services – All Hospitals		
<i>Payment Class. Code</i>	<i>Item</i>	<i>Fee</i>
PUH 001	Critical Care - first 21 days per episode	\$4,615/day
	Critical Care – over 21 days	\$2,645/day
	Other Inpatient – first 21 days per episode	\$1,820/day
	Other Inpatient – over 21days	\$1,065/day
Non-Acute/Sub-Acute Admitted Patient Services & Outpatient Services		
<i>Payment Class. Code</i>	<i>Item</i>	<i>Fee</i>
PUH 002	Public hospital – in patient	Max \$1065/day
	Incorporating:	
	• Metropolitan Referral Hospital	\$1065/day
	• Metropolitan Non Referral & Non-Metropolitan Hospital	\$1065/day
	• Public Psychiatric hospital	\$445/day
• Other Public Hospital	\$250/day	
	Dialysis	\$600 (per session)
PUH 003	Public hospital – outpatient occasion of services (excluding physiotherapy, psychology and exercise physiology services – use relevant WC gazetted fees for these services with code PUH003)	Max \$115
	• Metropolitan Referral Hospital	\$115
	• Metropolitan Non Referral & Non-Metropolitan Hospital	\$115
	• Public Psychiatric Hospital	\$80
	• Other Public Hospital	\$80

6. Fees for brain injury rehabilitation services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being brain injury rehabilitation services within a classification specified in Column 2 of the Table to this clause, is the corresponding amount specified in Column 3 of that Table.
- (2) This clause does not apply to hospital treatment of a type referred to in clause 5, 7, 8, 9 or 10 of this Order.
- (3) In this clause and the Table to this clause:

Category A patient means a patient being assessed for or receiving active rehabilitation.

Category B patient means a patient receiving personal and nursing support who is resident in a brain injury program unit.

Category X patient means a patient needing an extremely high level of support.

metropolitan (non-referral) hospital means a public hospital classified as a metropolitan (non-referral) hospital in an order published in the Gazette by the Director-General of the Department of Health.

outpatient means a patient who does not undergo a formal admission process.

Table: Fees for brain injury rehabilitation services

Brain Injury Rehabilitation Services		
<i>Code</i>	<i>Item</i>	<i>Fee (\$)</i>
PBI 001	Admitted patient service Incorporating: <ul style="list-style-type: none"> • Category A patient • Category B patient • Category X patient 	Max \$1,590/day \$1,120/day \$715/day \$1,590/day
PBI 002	Metropolitan (non-referral) services Incorporating: <ul style="list-style-type: none"> • Category A patient • Category B patient 	Max \$800/day \$800/day \$395/day
PBI 003	Non-admitted patient services	\$75 per half hour
PBI 004	Out-patient medical clinic appointments Incorporating: <ul style="list-style-type: none"> • Initial assessment • Follow up assessment 	Max \$265 \$265 \$130
PBI 005	Group activities Incorporating: <ul style="list-style-type: none"> • Directly supervised by health professional • Indirectly supervised by health professional 	Max \$50/half hour \$50/half hour \$35/ half hour

7. Fees for spinal injury rehabilitation services

- (1) Spinal injury rehabilitation rates apply exclusively to services provided at Royal Rehabilitation Centre Sydney.
- (1) The rate for inpatient spinal injury rehabilitation services is that which applies for hospital patients in the metropolitan non-referral classification, that is \$1,065 per day.
- (3) The rate for outpatient/outreach spinal injury rehabilitation services is that which applies for Brain Injury Program non-inpatient services/outreach rate, that is, \$75 per half hour or part thereof.

8. Fee amount payable for physiotherapy outpatient services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being physiotherapy services provided to the worker as an outpatient is according to the relevant Workers Compensation (Physiotherapy Fees) Order (Schedule B) in effect at the time.

9. Fee amount payable for psychology outpatient services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being psychology services provided to the worker as an outpatient is according to the relevant Workers Compensation (Psychology Fees) Order (Schedule A) in effect at the time.

10. Fee amount payable for exercise physiology outpatient services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being exercise physiology services provided to the worker as an outpatient is according to the relevant Workers Compensation (Exercise Physiology Fees) Order (Schedule A) in effect at the time.

11. Charges for health records and medical reports

- (1) In this clause a health record means a document account, whether in hard or electronic form, of a workers health, illness and treatment during each visit or stay at a health service.
- (2) The charges for health records and medical reports are charged in accordance with the rates set out in NSW Health IB2012_032 subject to the categorisations set out in NSW Health PD2006_050 (except where rates are otherwise provided under specific legislation). Reports charging both of those rates or categorisations are amended or revised from time to time and can be found at the following internet sites:
http://www.health.nsw.gov.au/policies/ib/2012/pdf/IB2012_032.pdf
http://www.health.nsw.gov.au/policies/pd/2006/PD2006_050.html

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