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Road Safety Act 1986

DETERMINATION OF THE COST RECOVERY FEE FOR PARTICIPANTS IN THE FIRST-STAGE BEHAVIOUR CHANGE PROGRAM

I, Kerry Thompson, Acting Chief Executive of the Roads Corporation, make the following determination under section 58P(1) of the **Road Safety Act 1986**:

1. Purpose

The purpose of this determination is to specify the cost recovery fee to be imposed on persons participating in a first-stage behaviour change program conducted by an approved provider.

2. Background

- (1) A person may be required to complete a first-stage behaviour change program under section 58C or 58F of the **Road Safety Act 1986** (the Act). Section 58N of the Act provides that a person participating in a behaviour change program must pay to the approved provider who is providing the program –
 - (a) any commercial charge set by the approved provider for participating in the behaviour change program; and
 - (b) in the case of a first-stage behaviour change program – the cost recovery fee determined by the Roads Corporation under section 58P(1) of the Act.
- (2) Section 58O of the Act provides that the cost recovery fee must be paid by the approved provider to the Roads Corporation. Section 58P of the Act provides that the Roads Corporation may determine from time to time the fee to be imposed on persons for participating in a first-stage behaviour change program conducted by an approved provider. In determining the amount of the fee, the Roads Corporation must ensure that the total fees collected do not exceed the costs of the implementation and administration of the behaviour change program scheme established under Part 5A of the Act. The determination may provide that a concessional rate of the fee applies to a specified class of persons.

3. Authorising Provision

This determination is made under section 58P(1) of the **Road Safety Act 1986**.

4. Commencement

This determination comes into operation on 30 April 2018.

5. Determination of fee

- (1) A person participating in a first-stage behaviour change program conducted by an approved provider must pay the cost recovery fee specified in the Schedule.
- (2) A person is eligible for the concessional rate of the cost recovery fee, specified in the Schedule, if that person –
 - (a) is the holder of a pensioner concession card issued under section 1061ZF of the **Social Security Act 1991** of the Commonwealth; or
 - (b) is the holder of a health care card within the meaning of the **Social Security Act 1991** of the Commonwealth other than –
 - (i) in respect of a child in foster care; or
 - (ii) a child in respect of whom a carer allowance under section 953 of that Act is payable; or

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- (c) is the holder of a Gold Card, being a card issued to a person who is eligible –
- (i) for treatment under Part V of the **Veterans' Entitlements Act 1986** of the Commonwealth; and
 - (ii) to receive a pension under section 13(1) of that Act as –
 - (A) the widow or widower of a veteran within the meaning of that Act; or
 - (B) a totally and permanently incapacitated veteran to whom section 24 of that Act applies; or
- (d) is the holder of a Gold Card, being a card issued to a person who is eligible for treatment under Part V of the **Veterans' Entitlements Act 1986** of the Commonwealth, other than a dependant (not including the widow or widower) of a veteran.
- (3) In order to claim the concessional rate of the cost recovery fee, a person must present a current health care card, pensioner concession card or Gold Card issued in the person's name to –
- (a) the approved provider who is to conduct the first-stage behaviour change program; or
 - (b) a person or body authorised by that approved provider.

Dated 19 April 2018

KERRY THOMPSON
Acting Chief Executive
Roads Corporation

Schedule – Cost recovery fee

<i>Description of fee</i>	<i>Fee</i>
Cost recovery fee (full fee)	\$67
Cost recovery fee (concessional fee)	\$34

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