



Health Insurance (General Medical Services Table) Amendment Regulations 2007 (No. 3)¹

Select Legislative Instrument 2007 No. 59

I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Health Insurance Act 1973*.

Dated 29 March 2007

P. M. JEFFERY
Governor-General

By His Excellency's Command

TONY ABBOTT
Minister for Health and Ageing

1 Name of Regulations

These Regulations are the *Health Insurance (General Medical Services Table) Amendment Regulations 2007 (No. 3)*.

2 Commencement

These Regulations commence:

- (a) if they are registered before the *Private Health Insurance Act 2007* commences — on the commencement of that Act; or
- (b) if they are registered after that Act commences — on the day after they are registered.

3 Amendment of *Health Insurance (General Medical Services Table) Regulations 2006*

Schedule 1 amends the *Health Insurance (General Medical Services Table) Regulations 2006*.

Schedule 1 Amendments

(regulation 3)

[1] Schedule 1, Part 2, subrule 3 (1), definition of *approved day hospital facility*

omit

[2] Schedule 1, Part 2, rule 5

omit

hospital or approved day hospital facility.

insert

hospital.

[3] Schedule 1, Part 2, subrule 12AA (9)

omit

hospital or day

[4] Schedule 1, Part 2, paragraphs 44 (1) (b), (2) (c) and (2B) (b) and 45 (1) (b)

omit

or approved day hospital facility,

[5] Schedule 1, Part 2, paragraph 45 (1A) (b)

substitute

(b) is a person who:

- (i) is not an in-patient of a hospital or a care recipient in a residential aged care facility; or
- (ii) being an in-patient of a hospital, is a private patient of that hospital.

[6] Schedule 1, Part 2, paragraph 45 (2) (b)

omit

hospital or approved day hospital facility; and

insert

hospital; and

[7] Schedule 1, Part 2, paragraph 45 (2A) (c)

substitute

(c) is a person who:

- (i) is not an in-patient of a hospital or a care recipient in a residential aged care facility; or
- (ii) being an in-patient of a hospital, is a private patient of that hospital.

[8] Schedule 1, Part 2, paragraph 45 (3) (c)

omit

hospital or approved day hospital facility.

insert

hospital.

[9] Schedule 1, Part 2, rule 55

omit

hospital or approved day hospital facility.

insert

hospital.

[10] Schedule 1, Part 2, paragraph 58C (1) (b)

substitute

- (b) the attendance is on a patient who:
- (i) is an admitted patient of a hospital; and
 - (ii) is not a care recipient in a residential aged care facility; and
 - (iii) is being provided with 1 of the following types of specialist care:
 - (A) geriatric evaluation and management;
 - (B) rehabilitation care.

[11] Schedule 1, Part 2, rule 59

substitute

59 Meaning of *living in a community setting* in item 900

For item 900, a patient is *living in a community setting* if the patient is not an in-patient of a hospital or a care recipient in a residential aged care facility.

[12] Schedule 1, Part 3, item 708*omit*

hospital, approved day hospital facility

insert

hospital

[13] Schedule 1, Part 3, items 10990, 10991 and 10992, paragraph (c)*substitute*(c) the person is not an admitted patient of a hospital;
and**[14] Schedule 1, Part 3, item 52055***omit*

hospital or day hospital facility,

insert

hospital,

[15] Further amendments

- (1) The following items of Part 3 of Schedule 1 are amended by omitting 'or approved day hospital facility':

10988	10989	10993	10994	10995	10996
10998	10999	20680	21130	21160	21200
21220	21340	21380	21390	21420	21490
21620	21680	21682	21730	21820	21860
30210	32145	32175	34530	34539	35627
35630	35646	39135	39136	45019	45020
45027	45625	45823	46486	46489	46516
47381	47385	47390	47426	47447	47456
47459	47696	47906	47927	47948	48600
50348	50390	52097	52106	52135	

-
- (2) The following items of Part 3 of Schedule 1 are amended by omitting 'hospital or approved day hospital facility,' and inserting 'hospital,':

30187	30189	30219	31551	32212	45506
45512	45515	45518	45851	46525	48603
50115	50309	50330	52102	53206	

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See www.frli.gov.au.