



Statutory Rules 1997 No. *1*

*333*

## Hearing Services Regulations<sup>2</sup> (Amendment)

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia,  
acting with the advice of the Federal Executive Council, make the  
following Regulations under the *Australian Hearing Services  
Act 1991*.

Dated *1* 1997.

*26 November*

*1* WILLIAM DEANE  
Governor-General

By His Excellency's Command,

*1*  
Parliamentary Secretary to the  
Minister for Health and Family Services  
for the  
Minister for Health and Family Services

*TRISH WORTH*

**1. Amendment**

1.1 The Hearing Services Regulations are amended as set out in these Regulations.

[NOTE: These Regulations commence on gazettal: see *Acts Interpretation Act 1901*, s. 48.]

**2. Regulation 1 (Citation)**

2.1 Regulation 1:

Before “Hearing”, insert “Australian”.

**3. Regulation 3 (Interpretation)**

3.1 Subregulation 3 (1) (definition of “client”):

Add at the end:

“or (c) under the *Hearing Services Administration Act 1997*.”.

3.2 Subregulation 3 (1) (definition of “government agency”):

Omit the definition.

3.3 Subregulation 3 (1) (definition of “hearing aid service”):

Omit “product” (wherever occurring), substitute “device”.

3.4 Subregulation 3 (1) (definition of “the Act”):

Before “*Hearing*”, insert “*Australian*”.

3.5 Subregulation 3 (2):

Omit the subregulation.

**4. Regulation 3A (Remuneration and allowances of appointed members of the Board)**

4.1 Omit the regulation.

**5. Regulation 4 (Hearing aid service charge and hearing aid service)**

5.1 Subregulations 4 (1), (5), (6) and (7):

Omit “an eligible person”, substitute “a person”.

5.2 Subregulations 4 (1), (2), (3), (4), (5), (6) and (7):

Omit “the eligible person” (wherever occurring), substitute “the person”.

5.3 Subregulations 4 (4), (5) and (6):

Omit “hearing aid charge” (wherever occurring), substitute “hearing aid service charge”.

## **6. Regulation 5 (Chargeable days)**

6.1 Paragraph 5 (1) (a):

Omit “an eligible person”, substitute “a person”.

6.2 Subregulations 5 (1) and (2):

Omit “the eligible person” (wherever occurring), substitute “the person”.

## **7. New regulation 6**

7.1 After regulation 5, insert:

### **Charges for certain services**

“6. (1) Subject to subregulation (2), the charge set out in the Schedule for a service is payable to the Authority for provision of the service by the Authority.

“(2) No charge is payable for a service of a kind specified in paragraph 8 (1) (a), (aa) or (ad) of the Act.”.

## **8. Regulation 7 (Charge for audiometric testing)**

8.1 Regulation 7:

Omit the regulation, substitute:

### **Liability to pay charge**

“7. A charge under these Regulations is payable by the person who incurs it.”.

**9. Regulations 8, 9, 10, 11 and 12**

9.1 Omit the regulations.

**10. Schedule (Charges for the use of a room at an acoustic laboratory)**

10.1 Schedule:

Omit the Schedule, substitute:

**SCHEDULE**

Regulation 6

**CHARGES FOR CERTAIN SERVICES****Interpretation**

1. In this Schedule:

**“audiological compensation package”** means any of the following hearing services in relation to a compensation claim:

- (a) services that are necessary to assess and measure the nature and extent, and to determine the cause, of any hearing loss in the person;
- (b) provision of any hearing device (other than a cochlear implant or a cochlear implant speech processor unit) that is clinically appropriate to the hearing loss, the person’s capacity to benefit from the device and his or her life circumstances;
- (c) services necessary to fit, and monitor the suitability of, a selected hearing device and to achieve the maximum functionality of the device;
- (d) ongoing advice and assistance about rehabilitation to the extent necessary to enable the person to achieve a rehabilitation outcome commensurate with his or her needs;
- (e) provision of necessary repairs, adjustment and maintenance of a hearing device, including the reasonable provision of replacement batteries, for the first year;
- (f) other clinically necessary hearing services, if agreed between the Authority and Comcare as hearing services to be made available to referred Comcare clients to whom this Part applies.

**SCHEDULE**—continued**Charges for services**

2. The charges for services are:

Item	Description of services	Charges for services
1	Audiometric testing (other than for an audiological compensation package)	\$110 for each hour or part of an hour
2	Audiological compensation package—monaural	\$800 for each period of 12 months in which services are provided
3	Audiological compensation package—binaural	\$1,400 for each period of 12 months in which services are provided
4	Use of specialist facilities, including hearing test booths and equipment, and anechoic rooms (other than for an audiological compensation package)	\$800 for each day or part of a day
5	Consultancy services under paragraph 8 (1) (h) of the Act	\$200 for each hour or part of an hour
6	Test of a hearing protector conducted at an acoustic laboratory	\$5,000 for each hearing protector
7	Maintenance or calibration of equipment at an acoustic laboratory	\$110 for each hour or part of an hour

**SCHEDULE**—continued

Item	Description of services	Charges for services
8	Assessment of a hearing device for approval by the Authority	\$600 for each hearing device
9	Training and education of persons or bodies (including overseas bodies)	\$300 for each participant for each day or part of a day

[NOTE: No charge is payable in the case of a service of a kind specified in paragraph 8 (1) (a), (aa) or (ad) of the Act. See subr. 6 (2).]

**NOTES**

1. Notified in the *Commonwealth of Australia Gazette* on *3 December* 1997.
2. Statutory Rules 1992 No. 188 as amended by 1992 No. 234; 1996 No. 149.