



**THE SOCIAL SECURITY (MEDICAL FEES) REGULATIONS 1986,
AMENDMENT NO. 5**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 17th day of December 1990

Present:

HER EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 95, 123, and 132 of the Social Security Act 1964, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Social Security (Medical Fees) Regulations 1986, Amendment No. 5, and shall be read together with and deemed part of the Social Security (Medical Fees) Regulations 1986* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of February 1991.

2. General medical services benefit for certain adults abolished—Regulation 3 of the principal regulations is hereby revoked.

*S.R. 1986/290

Amendment No. 1: (*Revoked by S.R. 1989/360*)

Amendment No. 2: (*Revoked by S.R. 1990/178*)

Amendment No. 3: S.R. 1989/860

Amendment No. 4: S.R. 1990/178

3. Changing categories of persons entitled to different amounts of general medical services benefit—The principal regulations are hereby amended by revoking regulations 4, 4A, 5, and 5A, and substituting the following regulations:

4. Fees for general medical services provided for certain specified beneficiaries—Subject to the provisions of this Part and of Part III of these regulations, if a medical practitioner provides any general medical services for a patient who—

- “(a) Has attained the age of 65 years; or
- “(b) Is a beneficiary within the meaning of Part I of the Act, other than a child in respect of whom a family benefit or an orphan’s benefit or an unsupported child’s benefit is being paid; or
- “(c) Is a person in receipt of a surviving spouse’s pension under the War Pensions Act 1954; or
- “(d) Is the partner of any such beneficiary or person; or
- “(e) Has satisfied the Director-General of Social Welfare that he or she—
 - “(i) Is in receipt of a benefit, pension, or periodical allowance, granted elsewhere than in New Zealand, in respect of which a benefit under Part I of the Act has been or would be reduced, refused, or terminated under section 70 of the Act; and
 - “(ii) Would not, by reason of his or her income, be wholly disqualified from receiving a benefit under Part I of the Act, if he or she were otherwise entitled to such a benefit; or
- “(f) Is the partner of a person referred to in paragraph (d) of this regulation; or
- “(g) Is a member of a class of persons to which the provisions of this regulation have been declared to apply by the Minister by notice in the *Gazette*—

the medical practitioner shall be entitled to receive from the Department, for every occasion on which such services are provided, the relevant fee specified in Part I of the First Schedule to these regulations.

4A. Fees for general medical services for persons requiring frequent treatment over a prolonged period—Notwithstanding anything in regulation 4 of these regulations, but subject to the provisions of this Part and of Part III of these regulations, if a medical practitioner provides any general medical services for a patient who is shown to the satisfaction of the Director-General, on the application of the medical practitioner attending that patient, supported by such particulars and information as the Director-General may require, to be suffering for the time being from a condition that necessitates frequent attention by the medical practitioner over a prolonged period, and in relation to whom it would, in the opinion of the Director-General, be unreasonable, because of that condition, not to pay a fee under this regulation, the medical practitioner shall be entitled to receive from the Department, for every occasion on which such services are provided, the relevant fee specified in Part II of the First Schedule to these regulations.

5. Fees for general medical services provided for children aged 5 or more years—Notwithstanding anything in regulations 4 and 4A of these regulations, but subject to the provisions of this Part and of Part III of these regulations, if a medical practitioner provides any general services for a patient who is—

“(a) A child who has attained the age of 5 years and in respect of whom a family benefit or an orphan’s benefit or an unsupported child’s benefit or a war orphan’s pension is being paid; or

“(b) A child who has attained the age of 5 years and in respect of whom such a benefit would be paid under Part I of the Act if the Director-General of Social Welfare was satisfied that the child would be likely to remain permanently in New Zealand—

the medical practitioner shall be entitled to receive from the Department, for every occasion on which such services are provided, the relevant fee specified in Part III of the First Schedule to these regulations.

“5A. **Fees for general medical services provided for children aged less than 5 years**—Notwithstanding anything in regulations 4 and 4A of these regulations, but subject to the provisions of this Part and of Part III of these regulations, if a medical practitioner provides any general medical services for a patient who is—

“(a) A child who has not attained the age of 5 years and in respect of whom a family benefit or an orphan’s benefit or an unsupported child’s benefit or a war orphan’s pension is being paid; or

“(b) A child who had not attained the age of 5 years and in respect of whom such a benefit would be paid under Part I of the Act if the Director-General of Social Welfare was satisfied that the child would be likely to remain permanently in New Zealand—

the medical practitioner shall be entitled to receive from the Department, for every occasion on which such services are provided, the relevant fee specified in Part IV of the First Schedule to these regulations.”

4. New First Schedule—The principal regulations are hereby amended by revoking the First Schedule, and substituting the First Schedule set out in the Schedule to these regulations.

5. Revocation—The Social Security (Medical Fees) Regulations 1986, Amendment No. 4 are hereby revoked.

SCHEDULE

Reg. 4

NEW FIRST SCHEDULE TO PRINCIPAL REGULATIONS

Regs. 4, 4A, 5, and 5A

“FIRST SCHEDULE
GENERAL MEDICAL SERVICES

Reg. 4

Part I

The fee payable in respect of general medical services for certain specified beneficiaries and persons aged over 65 years shall be \$12.

SCHEDULE—*continued*NEW FIRST SCHEDULE TO PRINCIPAL REGULATIONS—*continued*“FIRST SCHEDULE—*continued*”GENERAL MEDICAL SERVICES—*continued*

Part II

Reg. 4A

The fee payable in respect of general medical services for persons requiring frequent treatment over a prolonged period shall be \$17.

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Part III

Reg. 5

The fee payable in respect of certain children who have attained the age of 5 years shall be \$20.

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Part IV

Reg. 5A

The fee payable in respect of certain children who have not attained the age of 5 years shall be \$25.”

MARIE SHROFF,
Clerk of the Executive Council.

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EXPLANATORY NOTE

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

These regulations—

- (a) Abolish the general medical services benefit of \$4;
- (b) Reduce the fee payable for general medical services provided for persons in receipt of guaranteed retirement income or a veteran's pension, and for persons over the age of 65 years, from \$17 to \$12;
- (c) Reduce the fee payable for general medical services provided for children who have attained the age of 5 years from \$24 to \$20.
- (d) Reduce the fee payable for general medical services provided for children who have not attained the age of 5 years from \$29 to \$25.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 20 December 1990.

These regulations are administered in the Department of Health.