



**THE ACCIDENT COMPENSATION (DENTISTS COSTS)
REGULATIONS 1989**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 6th day of November 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 120 (1) (f) of the Accident Compensation Act 1982, His 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 Accident Compensation (Dentists Costs) Regulations 1989.

(2) These regulations shall come into force on the 1st day of December 1989.

2. Interpretation—In these regulations, unless the context otherwise requires,—

“The Act” means the Accident Compensation Act 1982:

“Claimant” means a person who has suffered personal injury by accident to which the Act applies:

“Corporation” means the Accident Compensation Corporation:

“Dentist” means any person who holds a current annual practising certificate issued by the Dental Council of New Zealand:

“Hospital” has the same meaning as in the Hospitals Act 1957:

“Personal injury by accident” means personal injury by accident to which the Act applies:

“Private hospital” means a licensed hospital as defined in section 118 of the Hospitals Act 1957:

“Public hospital” means any hospital that is not a private hospital and is operated by the Crown or an area health board:

“Social Security benefit” means the dental benefit payable under Part II of the Social Security Act 1964; and includes any other benefit payable under Part II of that or any regulations made thereunder.

3. Application—Subject to these regulations, these regulations shall apply in respect of any treatment provided by a dentist to a claimant in respect of personal injury by accident on or after the 1st day of December 1989, and shall not apply in respect of any such treatment provided before that date, irrespective of—

- (a) The date on which any fee for any treatment was charged or paid; or
- (b) The date on which the personal injury by accident occurred.

4. Corporation to pay certain costs—(1) Subject to these regulations, the Corporation shall pay the costs of treatment provided by a dentist to any claimant in respect of personal injury by accident to the extent specified in the Schedule to these regulations.

(2) The Corporation shall not pay any costs unless it has received such information and declarations as it may require in order to verify that the claimant has suffered personal injury by accident and that the treatment in respect of which the claim for payment is made was provided in respect of personal injury by accident.

(3) The costs payable by the Corporation, as required or permitted under these regulations, shall be paid—

- (a) To the dentist; or
- (b) If they have already been paid by the claimant, then to the claimant.

5. Second opinions—(1) The Corporation shall decline to make any payment in respect of any treatment that it considers may not be necessary or appropriate or that it considers may have exceeded the number necessary or appropriate in the particular case until it has obtained a second opinion on the matter.

(2) Where the Corporation, after having obtained the second opinion, believes that the treatment was unnecessary or inappropriate it shall decline to make any payment in respect of the treatment and shall advise the claimant and the dentist accordingly.

(3) Nothing in this regulation shall apply in any case where the treatment concerned has been provided with the prior approval of the Corporation.

6. Costs not payable in respect of public hospital services—No payment shall be made by the Corporation under these regulations in respect of any treatment provided by a dentist—

- (a) In a public hospital; or
- (b) To any claimant as an out-patient of a public hospital; or
- (c) While the dentist is acting in the course of employment by the Crown or an area health board.

7. Goods and services tax—All amounts specified or referred to in these regulations are exclusive of goods and services tax.

8. Application of regulations to certificates and treatments provided overseas—Nothing in these regulations shall limit or restrict section 75 (8) of the Act.

SCHEDULE

Reg. 4

COSTS PAYABLE BY CORPORATION IN RESPECT OF TREATMENTS PROVIDED BY
DENTISTS

The costs payable by the Corporation for treatment provided by a dentist are those specified below (less any Social Security benefit) or the costs that the dentist would have charged the claimant if the treatment were one for which the Corporation was not making a payment (less any Social Security benefit), whichever is the lesser:

	\$
Item of service	
1. Examination and assessment	30
2. Oral surgical operations, each 15 minutes	20
<i>X-rays</i>	
3. Periapical or bitewing film, each	8
4. Occlusal, each	20
5. <i>Emergency</i> temporary cover	20
<i>Extractions (non-orthodontic only):</i>	
First permanent tooth or deciduous quadrant	
6. —with local anaesthetic	35
7. —with general anaesthetic	70
8. Each succeeding permanent tooth (maximum 4 teeth) or deciduous quadrant	15
9. Simple jaw clearance—6 teeth or more	90
10. Full clearance—both jaws 12 teeth or more	160
Surgical extraction of impacted third molars or other impacted teeth	
11. —single	100
12. —double	150
<i>Fillings</i>	
Non-metallic:	
13. —simple fillings in anterior teeth and buccal surfaces of premolars	20
14. —more than one surface in anterior teeth, per tooth	35
Amalgam	
15. —one surface (including 2 fillings on occlusal surface of upper molars including all buccal, palatal, and lingual fissure extensions)	28
16. —two surface (approximo-occlusal)	35
17. —three surface (mesio-occlusal-distal)	42
18. —restoration (including restoration of one or more cusps)	50

SCHEDULE—continued

COSTS PAYABLE BY CORPORATION IN RESPECT OF TREATMENTS PROVIDED BY
DENTISTS—continued

	\$
<i>Pulp and root canal treatment</i>	
19. Partial pulpectomy	60
20. Pulp removal and root filling	100
21. Septic root canal treatment and root filling, permanent teeth	110
22. Apicectomy	90
<i>Prosthetic appliances</i>	
Partial dentures	
23. —1 tooth, acrylic	163
24. —Each extra tooth	13
25. —Each clasp	8
26. —Lingual bar	14
27. —1 tooth, metal (vitallium)	445
28. —Each extra tooth	13
Full dentures	
29. —Full upper or lower	350
30. —Full upper and lower	650
31. —Remaking full upper or lower	240
32. —Rebasing full upper or lower	160
33. —Replacing one broken tooth when remaking or rebasing	7
34. —Each extra tooth	3
Repairs	
35. —Simple repair	12
36. —Repair involving flasking and curing, up to	36
<i>Splints and bands (non-orthodontic)</i>	
37. Composite, per tooth (with/without wires)	22
38. Wiring, per tooth	17
39. Composite bonding metal brackets and arch wire, per tooth	33
<i>Crowns</i>	
40. Stainless steel crown	50
41. Plastic crown	35
42. Acrylic—heat processed	240
43. Porcelain	340
44. McLean	355
45. Porcelain baked to metal	420
46. Gold inlay—MI, DI or incisal	150
47. MID	225
48. Facing for	20
49. $\frac{3}{4}$ gold crown (anterior or posterior)	300
50. Recement crown or inlay	10
<i>Post and cores</i>	
51. Amalgam	39
52. Metal—para post or similar	58
53. Cast post—from impression, requiring a second appointment	75

SCHEDULE—*continued*COSTS PAYABLE BY CORPORATION IN RESPECT OF TREATMENTS PROVIDED BY
DENTISTS—*continued*

								\$
	<i>Bridges</i>							
54.	Per unit	..	..	..	..	..	..	400
55.	Rochette	..	..	..	..	..	..	148
56.	Maryland	..	..	..	..	..	..	185

Note

The above specified costs are reduced by 25% where the tooth has been previously heavily restored and by 50% where the tooth has been previously crowned.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

These regulations specify the fees that the Accident Compensation Corporation shall pay in respect of services provided after 1 December 1989 by dentists in respect of personal injury by accident.

The Corporation is required to pay the lesser of the dentist's normal charge for similar services or the amount specified in the Schedule in respect of the treatment (less in each case any Social Security benefit).

By virtue of the Accident Compensation Act 1982 and these regulations, the Corporation is not authorised to make any payment until a claim has been verified, and it is satisfied that the service provided relates to the claim.

The Corporation is prohibited from making payments where the dentist is acting in the course of employment of the Crown or an area health board.

All amounts referred to in the regulations are exclusive of goods and services tax.

Payment of the specified amounts (to which goods and services tax will be added) are to be made to the dentist concerned, or, if the claimant has already paid the account, then to the claimant.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 9 November 1989.

These regulations are administered in the Accident Compensation Corporation.