

1976/245



**THE MENTAL HEALTH (FEES AND FORMS)
REGULATIONS 1969, AMENDMENT NO. 4**

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 30th day of August 1976

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Mental Health Act 1969, 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 Mental Health (Fees and Forms) Regulations 1969, Amendment No. 4, and shall be read together with and deemed part of the Mental Health (Fees and Forms) Regulations 1969* (hereinafter referred to as the principal regulations).

(2) Subject to regulation 3 of these regulations, these regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. Fees of medical practitioners—Regulation 3 of the principal regulations is hereby amended by revoking subclause (1) (as substituted by regulation 2 of the Mental Health (Fees and Forms) Regulations 1969, Amendment No. 3), and substituting the following subclause:

“(1) For the purposes of section 119 (1) of the Act, the following scale is prescribed:

“(a) For each certificate completed in respect of an examination made between the hours of 6 p.m. on any day and 8 a.m. on the following day, or between the hours of 6 p.m. on a Friday and 8 a.m. on the following Monday, or on a public holiday, \$28:

“(b) For every other certificate, \$22.25:

“(c) For each completed kilometre necessarily travelled from surgery or residence for the purpose of examining a person prepara-

*S.R. 1969/248

Amendment No. 1: S.R. 1974/12

Amendment No. 2: Revoked by S.R. 1976/199

Amendment No. 3: S.R. 1976/199

tory to completing a certificate, and return, a medical travel fee of \$0.28.”

3. Application—(1) The increased fees provided for by paragraphs (a) and (b) of regulation 3 (1) of the principal regulations (as substituted by regulation 2 of these regulations) shall apply to any certificate, within the meaning of regulation 3 (2) of the principal regulations, completed on or after the 1st day of November 1975.

(2) The increased fee provided for by paragraph (c) of the said regulation 3 (1) of the principal regulations shall apply in respect of any qualifying travel undertaken on or after the 1st day of November 1975.

4. Revocation—The Mental Health (Fees and Forms) Regulations 1969, Amendment No. 3, are hereby consequentially revoked.

P. G. MILLEN,
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 amend the Mental Health (Fees and Forms) Regulations 1969 by increasing the scale of fees which a Magistrate may direct be paid to a medical practitioner in respect of any certificate or statement in writing completed for the purposes of section 119 (1) of the Mental Health Act 1969. The medical travel fee is also increased. The regulations are also in substitution for the Mental Health (Fees and Forms) Regulations 1969, Amendment No. 3 (S.R. 1976/199) which a drafting error rendered ineffectual.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 2 September 1976.
These regulations are administered in the Department of Health.