



Coroners Act 2003

Coroners Regulation 2003

Current as at 13 July 2012

Information about this reprint

This regulation is reprinted as at 13 July 2012. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about when provisions commenced.

Spelling

The spelling of certain words or phrases may be inconsistent with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’).

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

Replacement reprint date If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

Coroners Regulation 2003

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Coroners Regulation 2003

[as amended by all amendments that commenced on or before 13 July 2012]

1 Short title

This regulation may be cited as the *Coroners Regulation 2003*.

2 Commencement

This regulation commences on the day that section 99 of the Act commences.

3 Dictionary

The dictionary in the schedule defines particular words used in this regulation.

4 Autopsy fee

A doctor who performs an autopsy and prepares the autopsy report is entitled to the autopsy fee under the GMO fee schedule.

Editor's note—

Schedule (Dictionary) definition *doctor*

See section 19 (Order for autopsy), section 23 (Autopsy testing) and section 25 (Autopsy reports) of the Act.

For fees payable for postmortems or other examinations conducted for a pre-commencement death—see section 100 (When repealed Act still applies) of the Act and the *Coroners Rules 1959*.

Schedule (Dictionary) definition *GMO fee schedule*

5 Witness fees

- (1) A doctor who gives evidence at an inquest in his or her professional capacity is entitled to the fees payable under the GMO fee schedule.
- (2) Any other person giving evidence at an inquest is entitled to—
 - (a) if the witness is a non-professional witness—a fee equal to the schedule fee payable to a non-professional witness; or

Editor's note—

For witness expenses payable to persons attending an inquest for a pre-commencement death—see section 100 (When repealed Act still applies) of the Act and the *Coroners Rules 1959*.

For the fees as at 1 December 2003, see the gazette published on 5 December 1997 at pages 1513–14.

- (b) if the witness is a professional witness—a fee equal to the schedule fee payable to a professional witness.
- (3) In this section—

schedule fee means the fee (if any) approved by the Governor in Council for prosecution witnesses attending criminal proceedings in the Magistrates Court.

6 Investigation document fee

The fees for copies of an investigation document are as follows—

- (a) first copy—each page—\$2.20;
- (b) maximum fee for first copy—\$59.00;
- (c) additional copy—each page—\$0.60;
- (d) maximum fee for additional copy—\$23.50.

7 Waiver of investigation document fee—genuine research

- (1) This section applies to a person who is given access to an investigation document for research purposes under section 53 of the Act if the chief executive is satisfied—

- (a) the research is not being conducted for profit; and
 - (b) the fee would impose an unreasonable financial burden on the person.
- (2) The chief executive may waive the fee payable for the copy of the investigation document.

8 Waiver of investigation document fee—financial hardship

- (1) This section applies to a person in financial hardship who is given access to an investigation document under section 54 of the Act.
- (2) A person is in financial hardship if the person holds a concession card.
- (3) The chief executive must waive the fee payable for the copy of the investigation document.
- (4) In this section—

concession card means—

- (a) a health care card, or pensioner concession card, under the *Social Security Act 1991* (Cwlth); or
- (b) a pensioner concession card issued by the Commonwealth Department of Veterans' Affairs.

9 No fee for family member first to access investigation document

- (1) This section applies—
 - (a) if a family member of a deceased person has applied under section 54 of the Act for access to an investigation document in relation to the deceased person; and

Editor's note—

Schedule 2 (Dictionary) of the Act

- (b) the coroner has consented to giving the family member access to the document; and

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- (c) no other family member has accessed the document.
- (2) No fee is payable for a copy of the document.

Schedule Dictionary

section 3

doctor means—

- (a) a pathologist appointed to Queensland Health Pathology Services; or
- (b) a health service employee who is entitled to payment for performing, and who performs, an autopsy outside the employee's normal duties; or
- (c) a doctor who is not—
 - (i) a health service employee; or
 - (ii) a public service employee.

Editor's note—

Acts Interpretation Act 1954—see section 36 (Meaning of commonly used words and expressions).

fee includes an allowance and an expense.

GMO fee schedule means the Schedule of Fees for Services to Government Agencies Part-time Government Medical Officers (GP-GMOs) approved by the chief executive of the department in which the *Health Act 1937* is administered.

Editor's note—

The GMO fee schedule can be obtained, on request, from Government Medical Officer Services, 51 Herschel Street, Brisbane, 4001.

health service employee means a health service employee appointed under the *Hospital and Health Boards Act 2011*, section 67.

investigation document see section 100(4) and schedule 2 of the Act.

Queensland Health Pathology Services means that part of the department in which the *Health Act 1937* is administered that is known as Queensland Health Pathology Services.

Endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 13 July 2012. Future amendments of the Coroners Regulation 2003 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	1 December 2003	
1A	2007 SL No. 275	26 November 2007	
1B	2008 SL No. 266	1 September 2008	
1C	2009 SL No. 181	1 September 2009	
1D	2010 SL No. 155	1 July 2010	
1E	2011 SL No. 115	1 July 2011	
1F	2012 SL No. 90	1 July 2012	
1G	2012 SL No. 102	13 July 2012	R1G withdrawn, see R2
2	—	13 July 2012	

5 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

Coroners Regulation 2003 SL No. 297

made by the Governor in Council on 27 November 2003

notfd gaz 28 November 2003 pp 1032–5

ss 1–2 commenced on date of notification

remaining provisions commenced 1 December 2003 (see s 2 and 2003 SL No. 296)

exp 1 September 2014 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2007 SL No. 275

notfd gaz 9 November 2007 pp 1355–7

ss 1–2 commenced on date of notification

remaining provisions commenced 26 November 2007 (see s 2)

Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2008 SL No. 266

notfd gaz 22 August 2008 pp 2651–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2008 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2009 SL No. 181

notfd gaz 28 August 2009 pp 1491–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2009 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2010 SL No. 155

notfd gaz 25 June 2010 pp 823–30

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2010 (see s 2)

Justice (Fees) Amendment Regulation (No. 1) 2011 SL No. 115

notfd gaz 1 July 2011 pp 589–96

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2011 (see s 2)

Health and Hospitals Network and Other Legislation Amendment Regulation (No. 1)

2012 SL No. 90 pt 1, s 41 sch

notfd gaz 29 June 2012 pp 704–10

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2012 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2012 SL No. 102

notfd gaz 13 July 2012 pp 820–5

ss 1–2 commenced on date of notification

remaining provisions commenced 13 July 2012 (see s 2)

6 List of annotations

Investigation document fee

s 6 sub 2007 SL No. 275 s 3 sch; 2008 SL No. 266 s 3 sch; 2009 SL No. 181 s 3 sch
amd 2010 SL No. 155 s 3 sch; 2011 SL No. 115 s 3 sch; 2012 SL No. 102 s 3 sch

SCHEDULE—DICTIONARY

def “**health service employee**” amd 2012 SL No. 90 s 41 sch