



**Aged Care (Compensation Amendments)  
Act 1997**

**No. 113, 1997**

**An Act to amend the *Health and Other Services  
(Compensation) Care Charges Act 1995***



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# **Aged Care (Compensation Amendments) Act 1997**

**No. 113, 1997**

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## **An Act to amend the *Health and Other Services (Compensation) Care Charges Act 1995***

[Assented to 7 July 1997]

The Parliament of Australia enacts:

### **1 Short title**

This Act may be cited as the *Aged Care (Compensation Amendments) Act 1997*.

### **2 Commencement**

This Act commences immediately after the commencement of the *Aged Care Act 1997* (other than Division 1 of that Act).

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### **3 Schedule(s)**

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

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## Schedule 1—Amendment of the Health and Other Services (Compensation) Care Charges Act 1995

### 1 Paragraph 7(1)(b)

After “care”, insert “or residential care”.

Note: The heading to section 7 is altered by adding at the end “**or residential care**”.

### 2 Paragraph 7(2)(a)

Repeal the paragraph, substitute:

- (a) nursing home care or residential care has been provided to the person; and
- (aa) nursing home benefit or residential care subsidy has been paid in respect of the nursing home care or residential care; and

### 3 Paragraph 7(2)(b)

After “care”, insert “or residential care”.

### 4 Subsection 7(2)

After “benefit” (second last occurring), insert “or residential care subsidy”.

### 5 At the end of subsection 7(2)

Add “or residential care subsidy”.

### 6 Paragraph 8(1)(b)

Repeal the paragraph, substitute:

- (b) nursing home care or residential care has been provided to that person in the course of treatment of, or as a result of, the injury; and
- (ba) nursing home benefit or residential care subsidy has already been paid in respect of that nursing home care or residential care; and

Note: The heading to section 8 is altered by adding at the end “**or residential care subsidy**”.

### 7 At the end of paragraph 8(1)(c)

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Add “or residential care subsidy”.

**8 At the end of subsection 8(1)**

Add “or residential care subsidy”.

**9 Paragraph 8(3)(a)**

Omit “*nursing home*”.

**10 Paragraph 8(3)(a)**

After “expenses”, insert “or residential care expenses”.

**11 Paragraph 8(3)(b)**

Omit “nursing home”.

**12 Subsection 8(3)**

Omit “nursing home” (last occurring).

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*[Minister’s second reading speech made in—  
House of Representatives on 15 May 1997  
Senate on 16 June 1997]*

(61/97)

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I HEREBY CERTIFY that the above is a fair print of the Aged Care (Compensation Amendments) Bill 1997 which originated in the House of Representatives and has been finally passed by the Senate and the House of Representatives.

*Clerk of the House of Representatives*

IN THE NAME OF HER MAJESTY, I assent to this Act.

*Governor-General*  
1997