



# **Health Insurance Amendment (Compliance Administration) Act 2020**

**No. 150, 2020**

**An Act to amend the *Health Insurance Act 1973*,  
and for related purposes**

Note: An electronic version of this Act is available on the Federal Register of Legislation  
(<https://www.legislation.gov.au/>)



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# Health Insurance Amendment (Compliance Administration) Act 2020

No. 150, 2020

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**An Act to amend the *Health Insurance Act 1973*,  
and for related purposes**

[Assented to 17 December 2020]

The Parliament of Australia enacts:

## **1 Short title**

This Act is the *Health Insurance Amendment (Compliance Administration) Act 2020*.

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No. 150, 2020    *Health Insurance Amendment (Compliance Administration) Act 2020*

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## 2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this Act	The day after this Act receives the Royal Assent.	18 December 2020

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

## 3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.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

### *Health Insurance Act 1973*

#### **1 Subsection 129AC(1) (heading)**

Omit “statements”, substitute “information”.

#### **2 Subsection 129AC(1)**

Omit “making of a false or misleading statement”, substitute “giving of false or misleading information”.

#### **3 Subsection 129AC(1)**

Omit “statement was made”, substitute “information was given”.

#### **4 Subsection 129AC(1)**

Omit “making of the statement”, substitute “giving of the information”.

#### **5 After subsection 129AC(1)**

Insert:

(1AAA) For the purposes of subsection (1), it is immaterial whether the false or misleading information is given:

- (a) in a document; or
- (b) in a statement; or
- (c) in any other form.

#### **6 Paragraph 129ACA(1)(a)**

Omit “making of a false or misleading statement”, substitute “giving of false or misleading information”.

#### **7 After subsection 129ACA(1)**

Insert:

(1A) For the purposes of subsection (1), it is immaterial whether the false or misleading information is given:

- (a) in a document; or
- (b) in a statement; or

(c) in any other form.

**8 Subparagraphs 129ACA(2)(c)(i) and (ii)**

Omit “making of the false or misleading statement”, substitute “giving of the false or misleading information”.

**9 Paragraph 129ACA(6)(b)**

Omit “making of the statement”, substitute “giving of the false or misleading information”.

**10 Application provision**

- (1) The amendments made by this Schedule apply in relation to an amount paid before, on or after the commencement of this Schedule.
- (2) However, the amendments made by this Schedule do not affect rights or liabilities arising between parties to proceedings:
  - (a) in which judgment is reserved by a court on or before the commencement of this Schedule; or
  - (b) which have been heard and finally determined by a court on or before the commencement of this Schedule;to the extent those rights or liabilities arose from, or were affected by, the application of section 129AC or 129ACA, as in force before the commencement of this Schedule.

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*[Minister’s second reading speech made in—  
House of Representatives on 29 October 2020  
Senate on 9 December 2020]*

(142/20)

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