



Military Rehabilitation and Compensation Amendment Regulations 2009 (No. 2)¹

Select Legislative Instrument 2009 No. 299

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Military Rehabilitation and Compensation Act 2004*.

Dated 12 November 2009

QUENTIN BRYCE
Governor-General

By Her Excellency's Command

ALAN GRIFFIN
Minister for Veterans' Affairs

1 Name of Regulations

These Regulations are the *Military Rehabilitation and Compensation Amendment Regulations 2009 (No. 2)*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Military Rehabilitation and Compensation Regulations 2004*

Schedule 1 amends the *Military Rehabilitation and Compensation Regulations 2004*.

Schedule 1 Amendments

(regulation 3)

[1] Paragraph 6 (2) (b), table, item 1

substitute

1	16 or over	<p>Cadet:</p> <ul style="list-style-type: none"> (a) is unable to continue full-time studies or enter the workforce as a result of the incapacity; and (b) has undertaken a rehabilitation assessment; and (c) any of the following: <ul style="list-style-type: none"> (i) has undertaken a rehabilitation program; (ii) is undertaking a rehabilitation program; (iii) is not currently fit to undertake a rehabilitation program; (iv) is assessed as not requiring a rehabilitation program 	<p>An amount determined by the Commission, having regard to the cadet's qualifications, skills and experience</p>
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[2] Paragraph 8 (2) (b), table, item 1*substitute*

1	16 or over	Person: (a) is unable to continue full-time studies or enter the workforce as a result of the incapacity; and (b) has undertaken a rehabilitation assessment; and (c) any of the following: (i) has undertaken a rehabilitation program; (ii) is undertaking a rehabilitation program; (iii) is not currently fit to undertake a rehabilitation program; (iv) is assessed as not requiring a rehabilitation program	An amount determined by the Commission: (a) having regard to the person's qualifications, skills and experience; and (b) assuming that the normal weekly hours of the person are 37.5 hours
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[3] Paragraph 12 (2) (b), table, item 1*substitute*

1	16 or over	Member:	An amount determined by the Commission, having regard to the member's qualifications, skills and experience
		(a) is unable to continue full-time studies or enter the workforce as a result of the incapacity; and	
		(b) has undertaken a rehabilitation assessment; and	
		(c) any of the following:	
		(i) has undertaken a rehabilitation program;	
		(ii) is undertaking a rehabilitation program;	
		(iii) is not currently fit to undertake a rehabilitation program;	
		(iv) is assessed as not requiring a rehabilitation program	

[4] Paragraph 15 (2) (b), table, item 1*substitute*

1	16 or over	Person: (a) is unable to continue full-time studies or enter the workforce as a result of the incapacity; and (b) has undertaken a rehabilitation assessment; and (c) any of the following: (i) has undertaken a rehabilitation program; (ii) is undertaking a rehabilitation program; (iii) is not currently fit to undertake a rehabilitation program; (iv) is assessed as not requiring a rehabilitation program	An amount determined by the Commission: (a) having regard to the person's qualifications, skills and experience; and (b) assuming that the normal weekly hours of the person are 37.5 hours
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Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.